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LEGISLATIVE ACTION

Senate

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House

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The Committee on Education (Passidomo) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause and insert:

Section 1. Subsections (1) and (2), paragraph (a) of subsection (4), paragraphs (b), (g), and (i) of subsection (5), paragraph (a) of subsection (7), subsection (9), and paragraph (b) of subsection (10) of section 1002.333, Florida Statutes, are amended to read:

1002.333 Persistently low-performing schools.—



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11 (1) DEFINITIONS.—As used in this section, the term:  
12 (a) "Hope operator" means an entity identified by the  
13 department pursuant to subsection (2).  
14 (b) "Persistently low-performing school" means a school  
15 that has completed 2 school years of a district-managed  
16 turnaround plan required under s. 1008.33(4) (a) and has not  
17 improved its school grade to a "C" or higher, earned three  
18 consecutive grades lower than a "C," pursuant to s. 1008.34, and  
19 a school that was closed pursuant to s. 1008.33(4) within 2  
20 years after the submission of a notice of intent.  
21 (c) "School of hope" means:  
22 1. A charter school operated by a hope operator which  
23 serves students from one or more persistently low-performing  
24 schools, ~~is located in the attendance zone of a persistently~~  
25 ~~low-performing school or within a 5-mile radius of such school,~~  
26 ~~whichever is greater;~~ and is a Title I eligible school; or  
27 2. A school operated by a hope operator pursuant to s.  
28 1008.33(4) (b) 3.b. ~~s. 1008.33(4) (b) 3.~~  
29 (2) HOPE OPERATOR.—A hope operator is a nonprofit  
30 organization with tax exempt status under s. 501(c) (3) of the  
31 Internal Revenue Code which ~~that~~ operates three or more charter  
32 schools that serve students in grades K-12 in Florida or other  
33 states with a record of serving students from low-income  
34 families and is designated by the State Board of Education as a  
35 hope operator based on a determination that:  
36 (a) The past performance of the hope operator meets or  
37 exceeds the following criteria:  
38 1. The achievement of enrolled students exceeds the  
39 district and state averages of the states in which the



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40 operator's schools operate;

41 2. The average college attendance rate at all schools  
42 currently operated by the operator exceeds 80 percent, if such  
43 data is available;

44 3. The percentage of students eligible for a free or  
45 reduced price lunch under the National School Lunch Act enrolled  
46 at all schools currently operated by the operator exceeds 70  
47 percent;

48 4. The operator is in good standing with the authorizer in  
49 each state in which it operates;

50 5. The audited financial statements of the operator are  
51 free of material misstatements and going concern issues; and

52 6. Other outcome measures as determined by the State Board  
53 of Education;

54 (b) The operator was awarded a United States Department of  
55 Education Charter School Program Grant for Replication and  
56 Expansion of High-Quality Charter Schools within the preceding 3  
57 years before applying to be a hope operator;

58 (c) The operator receives funding through the National Fund  
59 of the Charter School Growth Fund to accelerate the growth of  
60 the nation's best charter schools; or

61 (d) The operator is selected by a district school board in  
62 accordance with s. 1008.33.

63

64 An entity that meets the requirements of paragraph (b),  
65 paragraph (c), or paragraph (d) before the adoption by the state  
66 board of measurable criteria pursuant to paragraph (a) shall be  
67 designated as a hope operator. After the adoption of the  
68 measurable criteria, an entity, including a governing board that



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69 operates a school established pursuant to s. 1008.33(4)(b)3.b.  
70 ~~s. 1008.33(4)(b)3.~~, shall be designated as a hope operator if it  
71 meets the criteria of paragraph (a).

72 (4) ESTABLISHMENT OF SCHOOLS OF HOPE.—A hope operator  
73 seeking to open a school of hope must submit a notice of intent  
74 to the school district in which a persistently low-performing  
75 school has been identified by the State Board of Education  
76 pursuant to subsection (10).

77 (a) The notice of intent must include all of the following:

78 1. An academic focus and plan.

79 2. A financial plan.

80 3. Goals and objectives for increasing student achievement  
81 for the students from low-income families.

82 4. A completed or planned community outreach plan.

83 5. The organizational history of success in working with  
84 students with similar demographics.

85 6. The grade levels to be served and enrollment  
86 projections.

87 7. The specific proposed location or geographic area  
88 proposed for the school and its proximity to the persistently  
89 low-performing school or the plan to use the district-owned  
90 facilities of the persistently low-performing school.

91 8. A staffing plan.

92 9. An operations plan specifying the operator's intent to  
93 undertake the operations of the persistently low-performing  
94 school in its entirety or through limited components of the  
95 operations.

96 (5) PERFORMANCE-BASED AGREEMENT.—The following shall  
97 comprise the entirety of the performance-based agreement:



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98 ~~(b) The location or geographic area proposed for the school~~  
99 ~~of hope and its proximity to the persistently low-performing~~  
100 ~~school.~~

101 ~~(f)(g)~~ The grounds for termination, including failure to  
102 meet the requirements for student performance established  
103 pursuant to paragraph (d) ~~(e)~~, generally accepted standards of  
104 fiscal management, or material violation of terms of the  
105 agreement. The nonrenewal or termination of a performance-based  
106 agreement must comply with the requirements of s. 1002.33(8).

107 ~~(h)(i)~~ A provision establishing the initial term as 5  
108 years. The agreement must ~~shall~~ be renewed, upon the request of  
109 the hope operator, unless the school fails to meet the  
110 requirements for student performance established pursuant to  
111 paragraph (d) ~~(e)~~ or generally accepted standards of fiscal  
112 management or the school of hope materially violates the law or  
113 the terms of the agreement.

114 (7) FACILITIES.—

115 (a)1. A school of hope that meets the definition under  
116 subparagraph (1)(c)1. shall use facilities that comply with the  
117 Florida Building Code, except for the State Requirements for  
118 Educational Facilities. ~~A school of hope that uses school~~  
119 ~~district facilities must comply with the State Requirements for~~  
120 ~~Educational Facilities only if the school district and the hope~~  
121 ~~operator have entered into a mutual management plan for the~~  
122 ~~reasonable maintenance of such facilities. The mutual management~~  
123 ~~plan shall contain a provision by which the district school~~  
124 ~~board agrees to maintain the school facilities in the same~~  
125 ~~manner as its other public schools within the district.~~

126 2. A school of hope that meets the definition under



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127 subparagraph (1)(c)2. and that receives funds from the hope  
128 supplemental services allocation under s. 1011.62(16) shall use  
129 the district-owned facilities of the persistently low-performing  
130 school that the school of hope operates. A school of hope that  
131 uses district-owned facilities must comply with the State  
132 Requirements for Educational Facilities only if the school  
133 district and the hope operator have entered into a mutual  
134 management plan for the reasonable maintenance of the  
135 facilities. The mutual management plan must contain a provision  
136 specifying that the district school board agrees to maintain the  
137 school facilities in the same manner as other public schools  
138 within the district.

139  
140 The local governing authority shall not adopt or impose any  
141 local building requirements or site-development restrictions,  
142 such as parking and site-size criteria, student enrollment, and  
143 occupant load, that are addressed by and more stringent than  
144 those found in the State Requirements for Educational Facilities  
145 of the Florida Building Code. A local governing authority must  
146 treat schools of hope equitably in comparison to similar  
147 requirements, restrictions, and site planning processes imposed  
148 upon public schools. The agency having jurisdiction for  
149 inspection of a facility and issuance of a certificate of  
150 occupancy or use shall be the local municipality or, if in an  
151 unincorporated area, the county governing authority. If an  
152 official or employee of the local governing authority refuses to  
153 comply with this paragraph, the aggrieved school or entity has  
154 an immediate right to bring an action in circuit court to  
155 enforce its rights by injunction. An aggrieved party that



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156 receives injunctive relief may be awarded reasonable attorney  
157 fees and court costs.

158 (9) FUNDING.—

159 (a) Schools of hope shall be funded in accordance with s.  
160 1002.33(17).

161 (b) Schools of hope shall receive priority in the  
162 department's Public Charter School Grant Program competitions.

163 (c) Schools of hope shall be considered charter schools for  
164 purposes of s. 1013.62, except charter capital outlay may not be  
165 used to purchase real property or for the construction of school  
166 facilities.

167 (d) Schools of hope that meet the definition under s.  
168 subparagraph (1)(c)1. are eligible to receive funds from the  
169 Schools of Hope Program.

170 (e) Schools of hope that meet the definition under  
171 subparagraph (1)(c)2. are eligible to receive funds from the  
172 hope supplemental services allocation established under s.  
173 1011.62(16).

174 (10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program  
175 is created within the Department of Education.

176 (b) A traditional public school that is required to submit  
177 a plan for implementation pursuant to s. 1008.33(4) is eligible  
178 to receive funding for services authorized up to \$2,000 per  
179 full-time equivalent student from the hope supplemental services  
180 allocation established under s. 1011.62(16) ~~Schools of Hope~~  
181 ~~Program based upon the strength of the school's plan for~~  
182 ~~implementation and its focus on evidence-based interventions~~  
183 ~~that lead to student success by providing wrap-around services~~  
184 ~~that leverage community assets, improve school and community~~



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185 ~~collaboration, and develop family and community partnerships.~~  
186 ~~Wrap-around services include, but are not limited to, tutorial~~  
187 ~~and after school programs, student counseling, nutrition~~  
188 ~~education, parental counseling, and adult education. Plans for~~  
189 ~~implementation may also include models that develop a culture of~~  
190 ~~attending college, high academic expectations, character~~  
191 ~~development, dress codes, and an extended school day and school~~  
192 ~~year. At a minimum, a plan for implementation must:~~

193 ~~1. Establish wrap-around services that develop family and~~  
194 ~~community partnerships.~~

195 ~~2. Establish clearly defined and measurable high academic~~  
196 ~~and character standards.~~

197 ~~3. Increase parental involvement and engagement in the~~  
198 ~~child's education.~~

199 ~~4. Describe how the school district will identify, recruit,~~  
200 ~~retain, and reward instructional personnel. The state board may~~  
201 ~~waive the requirements of s. 1012.22(1)(c)5., and suspend the~~  
202 ~~requirements of s. 1012.34, to facilitate implementation of the~~  
203 ~~plan.~~

204 ~~5. Identify a knowledge-rich curriculum that the school~~  
205 ~~will use that focuses on developing a student's background~~  
206 ~~knowledge.~~

207 ~~6. Provide professional development that focuses on~~  
208 ~~academic rigor, direct instruction, and creating high academic~~  
209 ~~and character standards.~~

210 Section 2. Section 1002.334, Florida Statutes, is created  
211 to read:

212 1002.334 Franchise model schools.-

213 (1) As used in this section, the term "franchise model





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214 school" means a persistently low-performing school, as defined  
215 in s. 1002.333(1)(b), which is led by a highly effective  
216 principal in addition to the principal's currently assigned  
217 school. If a franchise model school achieves a grade of "C" or  
218 higher, the school may retain its status as a franchise model  
219 school at the discretion of the school district.

220 (2) A school district that has one or more persistently  
221 low-performing schools may use a franchise model school as a  
222 school turnaround option pursuant to s. 1008.33(4)(b)4.

223 (3) A franchise model school principal:

224 (a) Must be rated as highly effective pursuant to s.  
225 1012.34;

226 (b) May lead two or more schools, including a persistently  
227 low-performing school or a school that was considered a  
228 persistently low-performing school before becoming a franchise  
229 model school;

230 (c) May allocate resources and personnel between the  
231 schools under his or her administration; however, he or she must  
232 expend hope supplemental services allocation funds, authorized  
233 under s. 1011.62(16), at the franchise model school; and

234 (d) Is eligible to receive a Best and Brightest Principal  
235 award under s. 1012.732.

236 Section 3. Subsection (3) of section 1002.395, Florida  
237 Statutes, is amended to read:

238 1002.395 Florida Tax Credit Scholarship Program.—

239 (3) PROGRAM; SCHOLARSHIP ELIGIBILITY.—

240 (a) The Florida Tax Credit Scholarship Program is  
241 established.

242 (b) A student is eligible for a Florida tax credit



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243 scholarship under this section if the student meets one or more  
244 of the following criteria:

245 1. The student is on the direct certification list or the  
246 student's household income level does not exceed 185 percent of  
247 the federal poverty level; or

248 2. The student is currently placed, or during the previous  
249 state fiscal year was placed, in foster care or in out-of-home  
250 care as defined in s. 39.01. A student who initially receives a  
251 scholarship based on eligibility under this subparagraph remains  
252 eligible to participate until the student graduates from high  
253 school or attains 21 years of age, whichever occurs first,  
254 regardless of the student's household income level.

255 3. The student's household income level is greater than 185  
256 percent of the federal poverty level but does not exceed 260  
257 percent of the federal poverty level.

258 4. The student currently attends, or attended in the  
259 previous academic year, a persistently low-performing school, as  
260 defined in s. 1002.333(1)(b). A student who initially receives a  
261 scholarship under this subparagraph remains eligible to  
262 participate as long as his or her zoned school retains its  
263 status as a persistently low-performing school.

264  
265 A student who is eligible for a Florida tax credit scholarship  
266 under subparagraphs (b)1.-3. shall be given priority for a  
267 scholarship over a student who is eligible under subparagraph  
268 (b)4. A student who initially receives a scholarship based on  
269 eligibility under subparagraph (b)2. remains eligible to  
270 participate until the student graduates from high school or  
271 attains the age of 21 years, whichever occurs first, regardless



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272 ~~of the student's household income level.~~ A sibling of a student  
273 who is participating in the scholarship program under this  
274 subsection is eligible for a scholarship if the student resides  
275 in the same household as the sibling.

276 Section 4. Section 1007.273, Florida Statutes, is amended  
277 to read:

278 1007.273 Structured high school acceleration programs  
279 ~~Collegiate high school program.~~

280 ~~(1)~~ Each Florida College System institution shall work with  
281 each district school board in its designated service area to  
282 establish one or more structured programs, including, but not  
283 limited to, collegiate high school programs. As used in this  
284 section, the term "structured program" means a structured high  
285 school acceleration program.

286 ~~(1)(2)~~ PURPOSE.—At a minimum, structured collegiate high  
287 ~~school~~ programs must include an option for public school  
288 students in grade 11 or grade 12 participating in the structured  
289 program, for at least 1 full school year, to earn CAPE industry  
290 certifications pursuant to s. 1008.44, and to successfully  
291 complete at least 30 credit hours through the dual enrollment  
292 program under s. 1007.271. The structured program must  
293 prioritize dual enrollment courses that are applicable toward  
294 general education core courses or common prerequisite course  
295 requirements under s. 1007.25 over dual enrollment courses  
296 applicable as electives toward at least the first year of  
297 college for an associate degree or baccalaureate degree while  
298 enrolled in the structured program. A district school board may  
299 not limit the number of eligible public school students who may  
300 enroll in such structured programs.



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301            (2)-(3) REQUIRED STRUCTURED PROGRAM CONTRACTS.-  
302            (a) Each district school board and its local Florida  
303 College System institution shall execute a contract to establish  
304 one or more structured collegiate high school programs at a  
305 mutually agreed upon location or locations. Beginning with the  
306 2015-2016 school year, If the local Florida College System  
307 institution does not establish a structured program with a  
308 district school board in its designated service area, another  
309 Florida College System institution may execute a contract with  
310 that district school board to establish the structured program.  
311 The contract must be executed by January 1 of each school year  
312 for implementation of the structured program during the next  
313 school year. By August 1, 2018, a contract entered into before  
314 January 1, 2018 for the 2018-2019 school year must be modified  
315 to include the provisions of paragraph (b).  
316            (b) The contract must:  
317            1.(a) Identify the grade levels to be included in the  
318 structured collegiate high school program; which must, at a  
319 minimum, include grade 12.  
320            2.(b) Describe the structured collegiate high school  
321 program, including a list of the meta-major academic pathways  
322 approved pursuant to s. 1008.30(4), which are available to  
323 participating students through the partner Florida College  
324 System institution or other eligible partner postsecondary  
325 institutions; the delineation of courses that must, at a  
326 minimum, include general education core courses and common  
327 prerequisite course requirements pursuant to s. 1007.25; and  
328 industry certifications offered, including online course  
329 availability; the high school and college credits earned for



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330 each postsecondary course completed and industry certification  
331 earned; student eligibility criteria; and the enrollment process  
332 and relevant deadlines;~~;~~

333 3.(e) Describe the methods, medium, and process by which  
334 students and their parents are annually informed about the  
335 availability of the structured ~~collegiate high school~~ program,  
336 the return on investment associated with participation in the  
337 structured program, and the information described in  
338 subparagraphs 1. and 2.; paragraphs (a) and (b).

339 4.(d) Identify the delivery methods for instruction and the  
340 instructors for all courses;~~;~~

341 5.(e) Identify student advising services and progress  
342 monitoring mechanisms;~~;~~

343 6.(f) Establish a program review and reporting mechanism  
344 regarding student performance outcomes; ~~and.~~

345 7.(g) Describe the terms of funding arrangements to  
346 implement the structured ~~collegiate high school~~ program pursuant  
347 to paragraph (5) (a).

348 (3) STUDENT PERFORMANCE CONTRACT AND NOTIFICATION.-

349 (a) ~~(4)~~ Each student participating in a structured  
350 ~~collegiate high school~~ program must enter into a student  
351 performance contract which must be signed by the student, the  
352 parent, and a representative of the school district and the  
353 applicable Florida College System institution, state university,  
354 or other institution participating pursuant to subsection (4)  
355 ~~(5)~~. The performance contract must, at a minimum, specify  
356 ~~include~~ the schedule of courses, by semester, and industry  
357 certifications to be taken by the student, if any; student  
358 attendance requirements;~~;~~ and course grade requirements; and the



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359 applicability of such courses to an associate degree or a  
360 baccalaureate degree.

361 (b) By September 1 of each school year, each district  
362 school board must notify each student enrolled in grades 9, 10,  
363 11, and 12 in a public school within the school district about  
364 the structured program, including, but not limited to:

365 1. The method for earning college credit through  
366 participation in the structured program. The notification must  
367 include website links to the dual enrollment course equivalency  
368 list approved by the State Board of Education; the common degree  
369 program prerequisite requirements published by the Articulation  
370 Coordinating Committee pursuant to s. 1007.01(3)(f); the  
371 industry certification articulation agreements adopted by the  
372 State Board of Education in rule; and the approved meta-major  
373 academic pathways of the partner Florida College System  
374 institution and other eligible partner postsecondary  
375 institutions participating pursuant to subsection (4); and

376 2. The estimated cost savings to students and their  
377 families resulting from students successfully completing 30  
378 credit hours applicable toward general education core courses or  
379 common prerequisite course requirements before graduating from  
380 high school versus the cost of earning such credit hours after  
381 graduating from high school.

382 (4)(5) AUTHORIZED STRUCTURED PROGRAM CONTRACTS.—In addition  
383 to executing a contract with the local Florida College System  
384 institution under this section, a district school board may  
385 execute a contract to establish a structured ~~collegiate high~~  
386 ~~school~~ program with a state university or an institution that is  
387 eligible to participate in the William L. Boyd, IV, Florida



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388 Resident Access Grant Program, that is a nonprofit independent  
389 college or university located and chartered in this state, and  
390 that is accredited by the Commission on Colleges of the Southern  
391 Association of Colleges and Schools to grant baccalaureate  
392 degrees. Such university or institution must meet the  
393 requirements specified under subsections (2) ~~(3)~~ and (3) ~~(4)~~. A  
394 charter school may execute a contract directly with the local  
395 Florida College System institution or another institution as  
396 authorized under this section to establish a structured program  
397 at a mutually agreed upon location.

398 (5) FUNDING.—

399 (a) ~~(6)~~ The structured collegiate high school program shall  
400 be funded pursuant to ss. 1007.271 and 1011.62. The State Board  
401 of Education shall enforce compliance with this section by  
402 withholding the transfer of funds for the school districts ~~and~~  
403 ~~the Florida College System institutions~~ in accordance with s.  
404 1008.32. Annually, by December 31, the State Board of Education  
405 shall enforce compliance with this section by withholding the  
406 transfer of funds for the Florida College System institutions in  
407 accordance with s. 1001.602.

408 (b) A student who enrolls in the structured program and  
409 successfully completes at least 30 college credit hours during a  
410 school year through the dual enrollment program under s.  
411 1007.271 generates a 0.5 full-time equivalent (FTE) bonus. A  
412 student who enrolls in the structured program and successfully  
413 completes an additional 30 college credit hours during a school  
414 year, resulting in at least 60 college credit hours through the  
415 dual enrollment program under s. 1007.271 applicable toward  
416 fulfilling the requirements for an associate in arts degree or



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417 an associate in science degree or a baccalaureate degree  
418 pursuant to the student performance contract under subsection  
419 (3), before graduating from high school, generates an additional  
420 0.5 FTE bonus. Each district school board that is a contractual  
421 partner with a Florida College System institution or other  
422 eligible postsecondary institution shall report to the  
423 commissioner the total FTE bonus for each structured program for  
424 the students from that school district. The total FTE bonus  
425 shall be added to each school district's total weighted FTE for  
426 funding in the subsequent fiscal year.

427 (c) For any industry certification a student attains under  
428 this section, the FTE bonus shall be calculated and awarded in  
429 accordance with s. 1011.62(1)(o).

430 (6) REPORTING REQUIREMENTS.-

431 (a) By September 1 of each school year, each district  
432 school superintendent shall report to the commissioner, at a  
433 minimum, the following information on each structured program  
434 administered during the prior school year:

435 1. The number of students in public schools within the  
436 school district who enrolled in the structured program, and the  
437 partnering postsecondary institutions pursuant to subsections  
438 (2) and (4);

439 2. The total and average number of dual enrollment courses  
440 completed, high school and college credits earned, standard high  
441 school diplomas and associate and baccalaureate degrees awarded,  
442 and the number of industry certifications attained, if any, by  
443 the students who enrolled in the structured program;

444 3. The projected student enrollment in the structured  
445 program during the next school year; and





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446           4. Any barriers to executing contracts to establish one or  
447 more structured programs.

448           (b) By November 30 of each school year, the commissioner  
449 must report to the Governor, the President of the Senate, and  
450 the Speaker of the House of Representatives the status of  
451 structured programs, including, at a minimum, a summary of  
452 student enrollment and completion information pursuant to this  
453 subsection; barriers, if any, to establishing such programs; and  
454 recommendations for expanding access to such programs statewide.

455           Section 5. Paragraph (c) of subsection (3) and subsection  
456 (4) of section 1008.33, Florida Statutes, are amended to read:

457           1008.33 Authority to enforce public school improvement.—

458           (3)

459           (c) The state board shall adopt by rule a differentiated  
460 matrix of intervention and support strategies for assisting  
461 traditional public schools identified under this section and  
462 rules for implementing s. 1002.33(9)(n), relating to charter  
463 schools.

464           1. The intervention and support strategies must address  
465 efforts to improve student performance through one or more of  
466 the following strategies: ~~and may include~~

467           a. Improvement planning;

468           b. Leadership quality improvement;

469           c. Educator quality improvement;

470           d. Professional development;

471           e. Curriculum review, pacing, and alignment across grade  
472 levels to improve background knowledge in social studies,  
473 science, and the arts; and

474           f. The use of continuous improvement and monitoring plans



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475 and processes.

476 2. In addition, The state board may prescribe reporting  
477 requirements to review and monitor the progress of the schools.  
478 The rule must define the intervention and support strategies for  
479 school improvement for schools earning a grade of "D" or "F" and  
480 the roles for the district and department.

481 (4) (a) The state board shall apply intensive intervention  
482 and support strategies tailored to the needs of schools earning  
483 two consecutive grades of "D" or a grade of "F." In the first  
484 full school year after a school initially earns two consecutive  
485 grades of "D" or a grade of "F," the school district must  
486 immediately implement intervention and support strategies  
487 prescribed in rule under paragraph (3) (c) and, by September 1,  
488 provide the department with the memorandum of understanding  
489 negotiated pursuant to s. 1001.42(21) and, by October 1, a  
490 district-managed turnaround plan for approval by the state  
491 board. The district-managed turnaround plan may include a  
492 proposal for the district to implement an extended school day, a  
493 summer program, or a combination of an extended school day and  
494 summer program. Upon approval by the state board, the school  
495 district must implement the plan for the remainder of the school  
496 year and continue the plan for 1 full school year. The state  
497 board may allow a school an additional year of implementation  
498 before the school must implement a turnaround option required  
499 under paragraph (b) if it determines that the school is likely  
500 to improve to a grade of "C" or higher after the first full  
501 school year of implementation.

502 (b) Unless an additional year of implementation is provided  
503 pursuant to paragraph (a), a school that has completed 2 school



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504 years of a district-managed turnaround plan required under  
505 paragraph (a) and has not improved its school grade to a "C" or  
506 higher, pursuant to s. 1008.34, ~~earns three consecutive grades~~  
507 ~~below a "C"~~ must implement one of the following options:

508 1. Reassign students to another school and monitor the  
509 progress of each reassigned student.†

510 2. Close the school and reopen the school as one or more  
511 charter schools, each with a governing board that has a  
512 demonstrated record of effectiveness. Such charter schools are  
513 eligible for funding from the hope supplemental services  
514 allocation established under s. 1011.62(16).~~†~~~~or~~

515 3. Contract with an outside entity that has a demonstrated  
516 record of effectiveness to operate the school. An outside entity  
517 may include:

518 a. A district-managed charter school in which all  
519 instructional personnel are not employees of the school  
520 district, but are employees of an independent governing board  
521 composed of members who did not participate in the review or  
522 approval of the charter. A district-managed charter school is  
523 eligible for funding from the hope supplemental services  
524 allocation established in s. 1011.62(16); or

525 b. A hope operator that submits to a school district a  
526 notice of intent of a performance-based agreement pursuant to s.  
527 1002.333. A school of hope established pursuant to this sub-  
528 subparagraph is eligible for funding from the hope supplemental  
529 services allocation for up to 5 years, beginning in the school  
530 year in which the school of hope is established, if the school  
531 of hope:

532 (I) Is established at the district-owned facilities of the



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533 persistently low-performing school;

534 (II) Gives priority enrollment to students who are enrolled  
535 in, or are eligible to attend and are living in the attendance  
536 area of, the persistently low-performing school that the school  
537 of hope operates, consistent with the enrollment lottery  
538 exemption provided under s. 1002.333(5) (c); and

539 (III) Meets the requirements of its performance-based  
540 agreement pursuant to s. 1002.333.

541 4. Implement a franchise model school in which a highly  
542 effective principal, pursuant to s. 1012.34, leads the  
543 persistently low-performing school in addition to the  
544 principal's currently assigned school. The franchise model  
545 school principal may allocate resources and personnel between  
546 the schools he or she leads. The persistently low-performing  
547 school is eligible for funding from the hope supplemental  
548 services allocation established under s. 1011.62(16).

549 (c) Implementation of the turnaround option is no longer  
550 required if the school improves to a grade of "C" or higher.

551 (d) If a school ~~earning two consecutive grades of "D" or a~~  
552 ~~grade of "F"~~ does not improve to a grade of "C" or higher after  
553 2 ~~full~~ school years of implementing the turnaround option  
554 selected by the school district under paragraph (b), the school  
555 district must implement another turnaround option.

556 Implementation of the turnaround option must begin the school  
557 year following the implementation period of the existing  
558 turnaround option, unless the state board determines that the  
559 school is likely to improve to a grade of "C" or higher if  
560 additional time is provided to implement the existing turnaround  
561 option.



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562 Section 6. Present subsections (16) and (17) of section  
563 1011.62, Florida Statutes, are redesignated as subsections (18)  
564 and (19), respectively, new subsections (16) and (17) are added  
565 to that section, and paragraph (a) of subsection (4) and  
566 subsection (14) of that section are amended, to read:

567 1011.62 Funds for operation of schools.—If the annual  
568 allocation from the Florida Education Finance Program to each  
569 district for operation of schools is not determined in the  
570 annual appropriations act or the substantive bill implementing  
571 the annual appropriations act, it shall be determined as  
572 follows:

573 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The  
574 Legislature shall prescribe the aggregate required local effort  
575 for all school districts collectively as an item in the General  
576 Appropriations Act for each fiscal year. The amount that each  
577 district shall provide annually toward the cost of the Florida  
578 Education Finance Program for kindergarten through grade 12  
579 programs shall be calculated as follows:

580 (a) *Estimated taxable value calculations.*—

581 1.a. Not later than 2 working days before July 19, the  
582 Department of Revenue shall certify to the Commissioner of  
583 Education its most recent estimate of the taxable value for  
584 school purposes in each school district and the total for all  
585 school districts in the state for the current calendar year  
586 based on the latest available data obtained from the local  
587 property appraisers. The value certified shall be the taxable  
588 value for school purposes for that year, and no further  
589 adjustments shall be made, except those made pursuant to  
590 paragraphs (c) and (d), or an assessment roll change required by



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591 final judicial decisions as specified in paragraph (18) (b)  
592 ~~(16) (b)~~. Not later than July 19, the Commissioner of Education  
593 shall compute a millage rate, rounded to the next highest one  
594 one-thousandth of a mill, which, when applied to 96 percent of  
595 the estimated state total taxable value for school purposes,  
596 would generate the prescribed aggregate required local effort  
597 for that year for all districts. The Commissioner of Education  
598 shall certify to each district school board the millage rate,  
599 computed as prescribed in this subparagraph, as the minimum  
600 millage rate necessary to provide the district required local  
601 effort for that year.

602         b. The General Appropriations Act shall direct the  
603 computation of the statewide adjusted aggregate amount for  
604 required local effort for all school districts collectively from  
605 ad valorem taxes to ensure that no school district's revenue  
606 from required local effort millage will produce more than 90  
607 percent of the district's total Florida Education Finance  
608 Program calculation as calculated and adopted by the  
609 Legislature, and the adjustment of the required local effort  
610 millage rate of each district that produces more than 90 percent  
611 of its total Florida Education Finance Program entitlement to a  
612 level that will produce only 90 percent of its total Florida  
613 Education Finance Program entitlement in the July calculation.

614         2. On the same date as the certification in sub-  
615 subparagraph 1.a., the Department of Revenue shall certify to  
616 the Commissioner of Education for each district:

617         a. Each year for which the property appraiser has certified  
618 the taxable value pursuant to s. 193.122(2) or (3), if  
619 applicable, since the prior certification under sub-subparagraph



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620 1.a.

621           b. For each year identified in sub-subparagraph a., the  
622 taxable value certified by the appraiser pursuant to s.  
623 193.122(2) or (3), if applicable, since the prior certification  
624 under sub-subparagraph 1.a. This is the certification that  
625 reflects all final administrative actions of the value  
626 adjustment board.

627           (14) QUALITY ASSURANCE GUARANTEE.—The Legislature may  
628 annually in the General Appropriations Act determine a  
629 percentage increase in funds per K-12 unweighted FTE as a  
630 minimum guarantee to each school district. The guarantee shall  
631 be calculated from prior year base funding per unweighted FTE  
632 student which shall include the adjusted FTE dollars as provided  
633 in subsection (18) ~~(16)~~, quality guarantee funds, and actual  
634 nonvoted discretionary local effort from taxes. From the base  
635 funding per unweighted FTE, the increase shall be calculated for  
636 the current year. The current year funds from which the  
637 guarantee shall be determined shall include the adjusted FTE  
638 dollars as provided in subsection (18) ~~(16)~~ and potential  
639 nonvoted discretionary local effort from taxes. A comparison of  
640 current year funds per unweighted FTE to prior year funds per  
641 unweighted FTE shall be computed. For those school districts  
642 which have less than the legislatively assigned percentage  
643 increase, funds shall be provided to guarantee the assigned  
644 percentage increase in funds per unweighted FTE student. Should  
645 appropriated funds be less than the sum of this calculated  
646 amount for all districts, the commissioner shall prorate each  
647 district's allocation. This provision shall be implemented to  
648 the extent specifically funded.



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649           (16) HOPE SUPPLEMENTAL SERVICES ALLOCATION.-The hope  
650 supplemental services allocation is created to provide district-  
651 managed turnaround schools, as required under s. 1008.33(4)(a),  
652 charter schools authorized under s. 1008.33(4)(b)2., district-  
653 managed charter schools authorized under s. 1008.33(4)(b)3.a.,  
654 schools of hope authorized under s. 1008.33(4)(b)3.b., and  
655 franchise model schools as authorized under s. 1008.33(4)(b)4.,  
656 with funds to offer services designed to improve the overall  
657 academic and community welfare of the schools' students and  
658 their families.

659           (a) Services funded by the allocation may include, but are  
660 not limited to, tutorial and after-school programs, student  
661 counseling, nutrition education, and parental counseling. In  
662 addition, services may also include models that develop a  
663 culture that encourages students to complete high school and to  
664 attend college or career training, set high academic  
665 expectations, inspire character development, and include an  
666 extended school day and school year.

667           (b) Prior to distribution of the allocation, a school  
668 district, for a district turnaround school and persistently low-  
669 performing schools that use a franchise model; a hope operator,  
670 for a school of hope; or the charter school governing board for  
671 a charter school, as applicable, shall develop and submit a plan  
672 for implementation to its respective governing body for approval  
673 no later than August 1 of the fiscal year.

674           (c) At a minimum, the plans required under paragraph (b)  
675 must:

676           1. Establish comprehensive support services that develop  
677 family and community partnerships;





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678           2. Establish clearly defined and measurable high academic  
679 and character standards;

680           3. Increase parental involvement and engagement in the  
681 child's education;

682           4. Describe how instructional personnel will be identified,  
683 recruited, retained, and rewarded;

684           5. Provide professional development that focuses on  
685 academic rigor, direct instruction, and creating high academic  
686 and character standards; and

687           6. Provide focused instruction to improve student academic  
688 proficiency, which may include additional instruction time  
689 beyond the normal school day or school year.

690           (d) Each school district and hope operator shall submit  
691 approved plans to the commissioner by September 1 of each fiscal  
692 year.

693           (e) For the 2018-2019 fiscal year, a school that is  
694 selected to receive funding in the 2017-2018 fiscal year  
695 pursuant to s. 1002.333(10)(c) shall receive \$2,000 per FTE. A  
696 district-managed turnaround school required under s.  
697 1008.33(4)(a), charter school authorized under s.  
698 1008.33(4)(b)2., district-managed charter school authorized  
699 under s. 1008.33(4)(b)3.a., school of hope authorized under s.  
700 1008.33(4)(b)3.b., and franchise model school authorized under  
701 s. 1008.33(4)(b)4. are eligible for the remaining funds based on  
702 the school's unweighted FTE, up to \$2,000 per FTE or as provided  
703 in the General Appropriations Act.

704           (f) For the 2019-2020 fiscal year and thereafter, each  
705 school district's allocation shall be based on the unweighted  
706 FTE student enrollment at the eligible schools and a per-FTE



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707 funding amount of up to \$2,000 per FTE or as provided in the  
708 General Appropriations Act. If the calculated funds for  
709 unweighted FTE student enrollment at the eligible schools exceed  
710 the per-FTE funds appropriated, the allocation of funds to each  
711 school district must be prorated based on each school district's  
712 share of the total unweighted FTE student enrollment for the  
713 eligible schools.

714 (17) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental health  
715 assistance allocation is created to provide supplemental funding  
716 to assist school districts in establishing or expanding  
717 comprehensive school-based mental health programs that increase  
718 awareness of mental health issues among children and school-age  
719 youth; train educators and other school staff in detecting and  
720 responding to mental health issues; and connect children, youth,  
721 and families who may experience behavioral health issues with  
722 appropriate services. These funds may be allocated annually in  
723 the General Appropriations Act to each eligible school district  
724 and developmental research school based on each entity's  
725 proportionate share of Florida Education Finance Program base  
726 funding. The district funding allocation must include a minimum  
727 amount as specified in the General Appropriations Act. Upon  
728 submission and approval of a plan that includes the elements  
729 specified in paragraph (b), charter schools are also entitled to  
730 a proportionate share of district funding for this program. The  
731 allocated funds may not supplant funds that are provided for  
732 this purpose from other operating funds and may not be used to  
733 increase salaries or provide bonuses.

734 (a) Prior to the distribution of the allocation:  
735 1. The district must annually develop and submit a detailed



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736 plan outlining the local program and planned expenditures to the  
737 district school board for approval.

738 2. A charter school must annually develop and submit a  
739 detailed plan outlining the local program and planned  
740 expenditures of the funds in the plan to its governing body for  
741 approval. After the plan is approved by the governing body, it  
742 must be provided to its school district for submission to the  
743 commissioner.

744 (b) The plans required under paragraph (a) must include, at  
745 a minimum, all of the following elements:

746 1. A collaborative effort or partnership between the school  
747 district and at least one local community program or agency  
748 involved in mental health to provide or to improve prevention,  
749 diagnosis, and treatment services for students;

750 2. Programs to assist students in dealing with bullying,  
751 trauma, and violence;

752 3. Strategies or programs to reduce the likelihood of at-  
753 risk students developing social, emotional, or behavioral health  
754 problems or substance use disorders;

755 4. Strategies to improve the early identification of  
756 social, emotional, or behavioral problems or substance use  
757 disorders and to improve the provision of early intervention  
758 services;

759 5. Strategies to enhance the availability of school-based  
760 crisis intervention services and appropriate referrals for  
761 students in need of mental health services; and

762 6. Training opportunities for school personnel in the  
763 techniques and supports needed to identify students who have  
764 trauma histories and who have or are at risk of having a mental



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765 illness, and in the use of referral mechanisms that effectively  
766 link such students to appropriate treatment and intervention  
767 services in the school and in the community.

768 (c) The districts shall submit approved plans to the  
769 commissioner by August 1 of each fiscal year.

770 (d) Beginning September 30, 2019, and by each September 30  
771 thereafter, each entity that receives an allocation under this  
772 subsection shall submit to the commissioner in a format  
773 prescribed by the department a final report on its program  
774 outcomes and its expenditures for each element of the program.

775 Section 7. Subsection (5) of section 1011.71, Florida  
776 Statutes, is amended to read:

777 1011.71 District school tax.—

778 (5) ~~Effective July 1, 2008,~~ A school district may expend,  
779 subject to ~~the provisions of~~ s. 200.065, up to \$150 ~~\$100~~ per  
780 unweighted full-time equivalent student from the revenue  
781 generated by the millage levy authorized by subsection (2) to  
782 fund, in addition to expenditures authorized in paragraphs  
783 (2) (a)-(j), expenses for the following:

784 (a) The purchase, lease-purchase, or lease of driver's  
785 education vehicles; motor vehicles used for the maintenance or  
786 operation of plants and equipment; security vehicles; or  
787 vehicles used in storing or distributing materials and  
788 equipment.

789 (b) Payment of the cost of premiums, as defined in s.  
790 627.403, for property and casualty insurance necessary to insure  
791 school district educational and ancillary plants. As used in  
792 this paragraph, casualty insurance has the same meaning as in s.  
793 624.605 (1) (d), (f), (g), (h), and (m). Operating revenues that



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794 are made available through the payment of property and casualty  
795 insurance premiums from revenues generated under this subsection  
796 may be expended only for nonrecurring operational expenditures  
797 of the school district.

798 Section 8. Subsections (2), (3), and (4) of section  
799 1012.732, Florida Statutes, are amended to read:

800 1012.732 The Florida Best and Brightest Principal  
801 Scholarship Program.—

802 (2) There is created the Florida Best and Brightest  
803 Principal Scholarship Program to be administered by the  
804 Department of Education. The program shall provide categorical  
805 funding for scholarships to be awarded to school principals, as  
806 defined in s. 1012.01(3)(c)1., who are serving as a franchise  
807 model school principal or who have recruited and retained a high  
808 percentage of best and brightest teachers.

809 (3)(a) A school principal identified pursuant to s.  
810 1012.731(4)(c) is eligible to receive a scholarship under this  
811 section if he or she has served as school principal at his or  
812 her school for at least 2 consecutive school years including the  
813 current school year and his or her school has a ratio of best  
814 and brightest teachers to other classroom teachers that is at  
815 the 80th percentile or higher for schools within the same grade  
816 group, statewide, including elementary schools, middle schools,  
817 high schools, and schools with a combination of grade levels.

818 (b) A principal of a franchise model school, as defined in  
819 s. 1002.334, is eligible to receive a scholarship under this  
820 section.

821 (4) Annually, by February 1, the department shall identify  
822 eligible school principals and disburse funds to each school



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823 district for each eligible school principal to receive a  
824 scholarship.

825 (a) A scholarship of \$10,000 ~~\$5,000~~ must be awarded to each  
826 franchise model school principal who is every eligible under  
827 paragraph (3) (b) of this section.

828 (b) A scholarship of \$5,000 must be awarded to each school  
829 principal assigned to a Title I school and a scholarship of  
830 \$4,000 to each every eligible school principal who is not  
831 assigned to a Title I school and who is eligible under paragraph  
832 (3) (a).

833 Section 9. Paragraph (b) of subsection (1) and subsection  
834 (3) of section 1013.62, Florida Statutes, are amended to read:  
835 1013.62 Charter schools capital outlay funding.—

836 (1) Charter school capital outlay funding shall consist of  
837 revenue resulting from the discretionary millage authorized in  
838 s. 1011.71(2) and state funds when such funds are appropriated  
839 in the General Appropriations Act.

840 (b) A charter school is not eligible to receive capital  
841 outlay funds if:

842 1. It was created by the conversion of a public school and  
843 operates in facilities provided by the charter school's sponsor  
844 for a nominal fee, or at no charge, or if it is directly or  
845 indirectly operated by the school district; ~~or.~~

846 2. The chair of the governing board and the chief  
847 administrative officer of the charter school do not annually  
848 certify under oath that the funds will be used solely and  
849 exclusively for constructing, renovating, or improving charter  
850 school facilities that are:

851 a. Owned by a school district, a political subdivision of



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852 the state, a municipality, a Florida College System institution,  
853 or a state university; or

854 b. Owned by an organization that is qualified as an exempt  
855 organization under s. 501(c)(3) of the Internal Revenue Code  
856 whose articles of incorporation specify that, upon the  
857 organization's dissolution, the subject property will be  
858 transferred to a school district, a political subdivision of the  
859 state, a municipality, a Florida College System institution, or  
860 a state university.

861 (3) If the school board levies the discretionary millage  
862 authorized in s. 1011.71(2), the department shall use the  
863 following calculation methodology to determine the amount of  
864 revenue that a school district must distribute to each eligible  
865 charter school:

866 (a) Reduce the total discretionary millage revenue by the  
867 school district's annual debt service obligation incurred as of  
868 March 1, 2017, and any amount of participation requirement  
869 pursuant to s. 1013.64(2)(a)8. that is being satisfied by  
870 revenues raised by the discretionary millage.

871 (b) Divide the school district's adjusted discretionary  
872 millage revenue by the district's total capital outlay full-time  
873 equivalent membership and the total number of unweighted full-  
874 time equivalent students of each eligible charter school to  
875 determine a capital outlay allocation per full-time equivalent  
876 student.

877 (c) Multiply the capital outlay allocation per full-time  
878 equivalent student by the total number of full-time equivalent  
879 students for all ~~of each~~ eligible charter schools within the  
880 district ~~school~~ to determine the total charter school capital



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881 outlay allocation for each district ~~charter school~~.

882 (d) If applicable, reduce the capital outlay allocation  
883 identified in paragraph (c) by the total amount of state funds  
884 allocated pursuant to subsection (2) to all ~~each~~ eligible  
885 charter schools within a district ~~school in subsection (2)~~ to  
886 determine the net total ~~maximum~~ calculated capital outlay  
887 allocation from local funds. If state funds are not allocated  
888 pursuant to subsection (2), the amount determined in paragraph  
889 (c) is equal to the net total calculated capital outlay  
890 allocation from local funds for each district.

891 (e) For each charter school within each district, the net  
892 capital outlay amount from local funds shall be calculated in  
893 the same manner as the state funds in paragraphs (2) (a)-(d),  
894 except that the base charter school per weighted FTE allocation  
895 amount shall be determined by dividing the net total capital  
896 outlay amount from local funds by the total weighted FTE for all  
897 eligible charter schools within the district. The per weighted  
898 FTE allocation amount from local funds shall be multiplied by  
899 the weighted FTE for each charter school to determine each  
900 charter school's capital outlay allocation from local funds.

901 ~~(f)~~ School districts shall distribute capital outlay  
902 funds to charter schools no later than February 1 of each year,  
903 ~~beginning on February 1, 2018, for the 2017-2018 fiscal year.~~

904 Section 10. This act shall take effect July 1, 2018.

905  
906 ===== T I T L E A M E N D M E N T =====

907 And the title is amended as follows:

908 Delete everything before the enacting clause  
909 and insert:





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910                           A bill to be entitled  
911           An act relating to K-12 education enhancements;  
912           amending s. 1002.333, F.S.; redefining the terms  
913           "persistently low-performing school" and "school of  
914           hope"; revising the contents of a school of hope  
915           notice of intent and performance-based agreement;  
916           revising school of hope facility requirements;  
917           specifying that certain schools of hope are eligible  
918           to receive hope supplemental service allocation funds;  
919           requiring the State Board of Education to provide  
920           awards to all eligible schools that meet certain  
921           requirements; conforming cross-references; creating s.  
922           1002.334, F.S.; defining the term "franchise model  
923           school"; authorizing specified schools to use a  
924           franchise model school as a turnaround option;  
925           specifying requirements for a franchise model school  
926           principal; amending s. 1002.395, F.S.; revising  
927           student eligibility criteria for the Florida Tax  
928           Credit Scholarship Program; specifying priority levels  
929           for the scholarships; amending s. 1007.273, F.S.;  
930           defining the term "structured program"; providing  
931           additional options for students participating in a  
932           structured program; prohibiting a district school  
933           board from limiting the number of public school  
934           students who may participate in a structured program;  
935           revising contract requirements; requiring each  
936           district school board to annually notify students in  
937           certain grades of certain information about the  
938           structured program, by a specified date; revising



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939 provisions relating to funding; requiring the state  
940 board to enforce compliance with certain provisions by  
941 a specified date each year; providing reporting  
942 requirements; amending s. 1008.33, F.S.; revising the  
943 turnaround options available for certain schools;  
944 amending s. 1011.62, F.S.; creating the hope  
945 supplemental services allocation; providing the  
946 purpose of the allocation; specifying the services  
947 that may be funded by the allocation; providing that  
948 implementation plans may include certain models;  
949 providing requirements for implementation plans;  
950 providing for the allocation of funds in specified  
951 fiscal years; creating the mental health assistance  
952 allocation; providing the purpose of the allocation;  
953 providing for the annual allocation of such funds on a  
954 specified basis; prohibiting the use of allocated  
955 funds to supplant funds provided from other operating  
956 funds, to increase salaries, or to provide bonuses;  
957 providing requirements for school districts and  
958 charter schools; providing that required plans must  
959 include certain elements; requiring school districts  
960 to annually submit approved plans to the Commissioner  
961 of Education by a specified date; requiring that  
962 entities that receive such allocations annually submit  
963 a final report on program outcomes and specific  
964 expenditures to the commissioner by a specified date;  
965 amending s. 1011.71, F.S.; increasing the amount that  
966 a school district may expend from a specified millage  
967 levy for certain expenses; amending s. 1012.732, F.S.;



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968 specifying that a franchise model school principal is  
969 eligible to receive a Florida Best and Brightest  
970 Principal scholarship; requiring specified awards for  
971 eligible principals; amending s. 1013.62, F.S.;  
972 prohibiting a charter school from being eligible for  
973 capital outlay funds unless the chair of the governing  
974 board and the chief administrative officer of the  
975 charter school annually certify certain information;  
976 revising the Department of Education's calculation  
977 methodology for a school district's distribution of  
978 discretionary millage to its eligible charter schools;  
979 providing an effective date.