



939300

LEGISLATIVE ACTION

Senate

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House

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Senator Diaz moved the following:

**Senate Amendment (with title amendment)**

Between lines 78 and 79

insert:

Section 2. Paragraph (b) of subsection (5) of section 1001.42, Florida Statutes, is amended to read:

1001.42 Powers and duties of district school board.—The district school board, acting as a board, shall exercise all powers and perform all duties listed below:

(5) PERSONNEL.—

(b) Immediately investigate any legally sufficient



939300

12 complaint that involves misconduct by an educational support  
13 employee as defined in s. 1012.40(1)(a) or a substitute teacher  
14 employed pursuant to s. 1012.35 which affects the health,  
15 safety, or welfare of a student and would otherwise result in  
16 termination. An investigation that results in termination must  
17 be reported to the department for placement on the  
18 disqualification list. The commissioner may withhold certain  
19 funding from any school district or charter school that fails to  
20 report any legally sufficient complaint that involves misconduct  
21 by an employee or contracted personnel which affects the health,  
22 safety, or welfare of a student.

23       (c) Notwithstanding s. 1012.55 or any other provision of  
24 law or rule to the contrary and consistent with adopted district  
25 school board policy relating to alternative certification for  
26 school principals, have the authority to appoint persons to the  
27 position of school principal who do not hold educator  
28 certification.

29  
30 ===== T I T L E   A M E N D M E N T =====

31 And the title is amended as follows:

32       Between lines 7 and 8

33 insert:

34       s. 1001.42, F.S.; requiring district school boards to  
35       investigate specified complaints and report certain  
36       results of such investigations to the department;  
37       authorizing the commissioner to withhold certain  
38       funding from school districts and charter schools  
39       under certain circumstances; amending