By Senator Lee

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A bill to be entitled An act relating to education; amending s. 1002.33, F.S.; revising services required to be provided by charter school sponsors; amending s. 1004.04, F.S.; revising requirements for rules that establish uniform core curricula for state-approved teacher preparation programs; revising criteria required for continued approval of teacher preparation programs; revising requirements relating to preservice field experience; amending s. 1004.85, F.S.; revising requirements for educator preparation programs; revising requirements relating to annual performance evaluations that educator preparation institutes are required to submit to the Department of Education; amending s. 1012.05, F.S.; revising duties of the department for developing quidelines relating to teacher recruitment and retention; deleting a requirement for the department to consult with specified entities in the development of the quidelines; revising duties of school boards to adopt policies relating to mentors and support for first-time teachers; authorizing the Commissioner of Education to use certain funds to publish specified survey results; amending s. 1012.22, F.S.; requiring district school boards to incorporate certain support programs in the establishment of programs for staff development; amending s. 1012.56, F.S.; expanding acceptable means of demonstrating mastery of general knowledge to include documentation that a candidate meets specified requirements; deleting a requirement

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specifying that a holder of a temporary educator certificate meet a certain requirement within a specified time; conforming a provision to changes made by the act; revising information required by the department to include in a professional development certification and education competency program; authorizing district school boards to waive a certain requirement under specified conditions; requiring the department to provide aspiring teachers with specified resources; amending s. 1012.59, F.S.; requiring certification examination fees to be apportioned to each part of a multipart examination; requiring applicants to retake parts of the multipart exam which they failed and to repay any apportioned fees; amending s. 1012.98, F.S.; revising information required for the department to include in the dissemination of certain programs; providing an effective date.

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

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Section 1. Paragraph (a) of subsection (20) of section 1002.33, Florida Statutes, is amended to read:

1002.33 Charter schools.-

- (20) SERVICES.-
- (a)1. A sponsor shall provide certain administrative and educational services to charter schools. These services shall include contract management services; full-time equivalent and data reporting services; exceptional student education

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administration services; services related to eligibility and reporting duties required to ensure that school lunch services under the National School Lunch Program, consistent with the needs of the charter school, are provided by the school district at the request of the charter school, that any funds due to the charter school under the National School Lunch Program be paid to the charter school as soon as the charter school begins serving food under the National School Lunch Program, and that the charter school is paid at the same time and in the same manner under the National School Lunch Program as other public schools serviced by the sponsor or the school district; test administration services, including payment of the costs of state-required or district-required student assessments; processing of teacher certificate data services; access to the school district teacher preparation program; and information services, including equal access to student information systems that are used by public schools in the district in which the charter school is located. Student performance data for each student in a charter school, including, but not limited to, FCAT scores, standardized test scores, previous public school student report cards, and student performance measures, shall be provided by the sponsor to a charter school in the same manner provided to other public schools in the district.

2. A sponsor may withhold an administrative fee for the provision of such services which shall be a percentage of the available funds defined in paragraph (17)(b) calculated based on weighted full-time equivalent students. If the charter school serves 75 percent or more exceptional education students as defined in s. 1003.01(3), the percentage shall be calculated

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based on unweighted full-time equivalent students. The administrative fee shall be calculated as follows:

- a. Up to 5 percent for:
- (I) Enrollment of up to and including 250 students in a charter school as defined in this section.
- (II) Enrollment of up to and including 500 students within a charter school system which meets all of the following:
- (A) Includes conversion charter schools and nonconversion charter schools.
  - (B) Has all of its schools located in the same county.
- (C) Has a total enrollment exceeding the total enrollment of at least one school district in the state.
  - (D) Has the same governing board for all of its schools.
- (E) Does not contract with a for-profit service provider for management of school operations.
- (III) Enrollment of up to and including 250 students in a virtual charter school.
- b. Up to 2 percent for enrollment of up to and including 250 students in a high-performing charter school as defined in s. 1002.331.
- 3. A sponsor may not charge charter schools any additional fees or surcharges for administrative and educational services in addition to the maximum percentage of administrative fees withheld pursuant to this paragraph.
- 4. A sponsor shall provide to the department by September 15 of each year the total amount of funding withheld from charter schools pursuant to this subsection for the prior fiscal year. The department must include the information in the report required under sub-sub-subparagraph (5)(b)1.k.(III).

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Section 2. Paragraph (b) of subsection (2), paragraphs (a), (b), and (e) of subsection (4), and paragraphs (c) and (d) of subsection (5) of section 1004.04, Florida Statutes, are amended to read:

1004.04 Public accountability and state approval for teacher preparation programs.—

- (2) UNIFORM CORE CURRICULA AND CANDIDATE ASSESSMENT.-
- (b) The rules to establish uniform core curricula for each state-approved teacher preparation program must include, but are not limited to, the following:
- 1. <u>Participant instruction and assessment in</u> the Florida Educator Accomplished Practices <u>across content areas</u>.
- 2. The <u>use of</u> state-adopted content standards <u>to guide</u> curricula and instruction.
- 3. Scientifically researched and evidence-based reading instructional strategies that improve reading performance for all students, including explicit, systematic, and sequential approaches to teaching phonemic awareness, phonics, vocabulary, fluency, and text comprehension and multisensory intervention strategies.
  - 4. Content literacy and mathematics practices.
- 5. Strategies appropriate for the instruction of English language learners.
- 6. Strategies appropriate for the instruction of students with disabilities.
  - 7. Strategies to differentiate instruction School safety.
  - 8. The use of character-based classroom management.
- (4) CONTINUED PROGRAM APPROVAL.—Continued approval of a teacher preparation program shall be based upon evidence that

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the program continues to implement the requirements for initial approval and upon significant, objective, and quantifiable measures of the program and the performance of the program completers.

- (a) The criteria for continued approval must include each of the following:
- 1. Documentation from the program that each program candidate met the admission requirements provided in subsection (3).
- 2. Documentation from the program that the program and each program completer have met the requirements provided in subsection (2).
  - 3. Evidence of performance in each of the following areas:
- a. Placement rate of program completers into instructional positions in Florida public schools and private schools, if available.
- b. Rate of retention for employed program completers in instructional positions in Florida public schools.
- c. Performance of students in prekindergarten through grade 12 who are assigned to in-field program completers on statewide assessments using the results of the student learning growth formula adopted under s. 1012.34.
- d. Performance of students in prekindergarten through grade 12 who are assigned to in-field program completers aggregated by student subgroup, as defined in the federal Elementary and Secondary Education Act (ESEA), 20 U.S.C. s.
- 6311(b)(2)(C)(v)(II), as a measure of how well the program
  prepares teachers to work with a diverse population of students
  in a variety of settings in Florida public schools.

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e. Results of program completers' annual evaluations in accordance with the timeline as set forth in s. 1012.34.

- f. Production of program completers in statewide critical teacher shortage areas as identified in s. 1012.07.
- 4. Surveys of program completers' satisfaction with preparation for the realities of the classroom and employers' satisfaction with, and the programs' responsiveness to, local school districts.
- (b) The State Board of Education shall adopt rules for continued approval of teacher preparation programs which include the program review process, the continued approval timelines, and the performance level targets for each of the continued approval criteria in paragraph (a). Additional criteria may be approved by the State Board of Education. Such criteria may include a program completer's satisfaction with instruction and an employer's satisfaction with, and the program's responsiveness to, local school districts. The Commissioner of Education shall determine the continued approval of each program based on the data collected pursuant to this section and the rules of the State Board of Education.
- (e) Each Florida public and private institution that offers a state-approved teacher preparation program must annually report information regarding its approved programs to the state and the general public. The report to the state must include a list of candidates who are admitted to, who are enrolled in, or who complete a teacher preparation program; additional evidence necessary to document requirements for continued approval; and data necessary to complete applicable federal reporting requirements. The state reporting requirements must minimize a

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program's reporting burden whenever possible without compromising data quality. The report to the general public must include, at a minimum, the annual progress data reported by the state under this paragraph, the surveys required under subparagraph (a)4., and may include other information chosen by the institution or program.

- (5) PRESERVICE FIELD EXPERIENCE.—All postsecondary instructors, school district personnel and instructional personnel, and school sites preparing instructional personnel through preservice field experience courses and internships shall meet special requirements. District school boards may pay student teachers during their internships.
- candidate to manage a classroom by requiring the include candidate to practice and demonstrate demonstration of the uniform core curricula specific to the candidate's candidates' area or areas of program concentration with a diverse population of students in a variety of challenging environments settings. The length of structured field experiences may be extended to ensure that candidates achieve the competencies needed to meet certification requirements.
- (d) Postsecondary teacher preparation programs in cooperation with district school boards and approved private school associations shall select the school sites for preservice field experience activities based upon the qualifications of the supervising personnel as described in this subsection and the needs of the candidates. These sites must represent the full spectrum of school communities, including, but not limited to, schools serving low-achieving students located in urban

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settings. In order to be selected, school sites must demonstrate commitment to the education of public school students and to the preparation of future teachers.

- Section 3. Paragraph (a) of subsection (3) and subsection (5) of section 1004.85, Florida Statutes, are amended to read: 1004.85 Postsecondary educator preparation institutes.—
- (3) Educator preparation institutes approved pursuant to this section may offer competency-based certification programs specifically designed for noneducation major baccalaureate degree holders to enable program participants to meet the educator certification requirements of s. 1012.56. An educator preparation institute choosing to offer a competency-based certification program pursuant to the provisions of this section must implement a program previously approved by the Department of Education for this purpose or a program developed by the institute and approved by the department for this purpose. Approved programs shall be available for use by other approved educator preparation institutes.
- (a) Within 90 days after receipt of a request for approval, the Department of Education shall approve a preparation program pursuant to the requirements of this subsection or issue a statement of the deficiencies in the request for approval. The department shall approve a certification program if the institute provides evidence of the institute's capacity to implement a competency-based program that includes each of the following:
- 1.a. Participant instruction and assessment in the Florida Educator Accomplished Practices across content areas.
  - b. The  $\underline{\text{use of}}$  state-adopted student content standards  $\underline{\text{to}}$

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guide curriculum and instruction.

- c. Scientifically researched and evidence-based reading instructional strategies that improve reading performance for all students, including explicit, systematic, and sequential approaches to teaching phonemic awareness, phonics, vocabulary, fluency, and text comprehension and multisensory intervention strategies.
  - d. Content literacy and mathematical practices.
- e. Strategies appropriate for instruction of English language learners.
- f. Strategies appropriate for instruction of students with disabilities.
  - g. Strategies to differentiate instruction School safety.
  - h. The use of character-based classroom management.
- 2. An educational plan for each participant to meet certification requirements and demonstrate his or her ability to teach the subject area for which the participant is seeking certification, which is based on an assessment of his or her competency in the areas listed in subparagraph 1.
- 3. Field experiences appropriate to the certification subject area specified in the educational plan with a diverse population of students in a variety of <u>challenging</u> settings under the supervision of qualified educators.
- 4. A certification ombudsman to facilitate the process and procedures required for participants who complete the program to meet any requirements related to the background screening pursuant to s. 1012.32 and educator professional or temporary certification pursuant to s. 1012.56.
  - (5) Each institute approved pursuant to this section shall

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submit to the Department of Education annual performance evaluations that measure the effectiveness of the programs, including the pass rates of participants on all examinations required for teacher certification, employment rates, longitudinal retention rates, and employer satisfaction surveys of employers and candidates. The employer satisfaction surveys must be designed to measure the sufficient preparation of the educator for the realities of to enter the classroom and the institute's response to local school districts. These evaluations shall be used by the Department of Education for purposes of continued approval of an educator preparation institute's certification program.

Section 4. Paragraph (k) of subsection (2), paragraph (a) of subsection (3), and subsection (5) of section 1012.05, Florida Statutes, are amended to read:

1012.05 Teacher recruitment and retention.-

- (2) The Department of Education shall:
- (k) Create guidelines and identify best practices for the mentors of first-time teachers and for new teacher-support programs that focus on the professional assistance needed by first-time teachers throughout the first 2 years year of teaching. The department shall consult with the Florida Center for Reading Research and the Just Read, Florida! Office in developing the guidelines.
- (3) (a) Each school board shall adopt policies relating to mentors and support for first-time teachers based upon the department's guidelines and best practices and materials published pursuant to s. 1012.98(11) issued by the Department of Education.

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(5) Subject to proviso in the General Appropriations Act, the Commissioner of Education may use funds appropriated by the Legislature and funds from federal grants and other sources to:

- (a) Provide incentives for teacher recruitment and preparation programs. The purpose of the use of such funds is to recruit and prepare individuals who do not graduate from state-approved teacher preparation programs to teach in a Florida public school. The commissioner may contract with entities other than, and including, approved teacher preparation programs to provide intensive teacher training leading to passage of the required certification exams for the desired subject area or coverage. The commissioner shall survey school districts to evaluate the effectiveness of such programs.
- (b) Publish state-level, district-level, and school-level results of an anonymous biennial survey of school-based instructional and administrative personnel which identifies the teaching conditions that relate to student learning and teacher retention.

Section 5. Paragraph (i) of subsection (1) of section 1012.22, Florida Statutes, is amended to read:

- 1012.22 Public school personnel; powers and duties of the district school board.—The district school board shall:
- (1) Designate positions to be filled, prescribe qualifications for those positions, and provide for the appointment, compensation, promotion, suspension, and dismissal of employees as follows, subject to the requirements of this chapter:
- (i) Comprehensive program of staff development.—The district school board shall establish a comprehensive program of

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staff development that incorporates support programs for firsttime teachers and school improvement plans pursuant to s.

1001.42 and is aligned with principal leadership training
pursuant to s. 1012.986 as a part of the plan.

Section 6. Paragraph (f) is added to subsection (3) of section 1012.56, Florida Statutes, and subsection (7), paragraph (a) of subsection (8), and paragraph (d) of subsection (9) of that section are amended, to read:

- 1012.56 Educator certification requirements.-
- (3) MASTERY OF GENERAL KNOWLEDGE.—Acceptable means of demonstrating mastery of general knowledge are:
- (f) Documentation by the mentor and principal that the candidate has successfully completed a professional development certification and education competency program pursuant to subsection (8).
  - (7) TYPES AND TERMS OF CERTIFICATION.
- (a) The Department of Education shall issue a professional certificate for a period not to exceed 5 years to any applicant who fulfills one of the following:
  - 1. Meets all the requirements outlined in subsection (2).
- 2. For a professional certificate covering grades 6 through 12:
  - a. Meets the requirements of paragraphs (2)(a)-(h).
- b. Holds a master's or higher degree in the area of science, technology, engineering, or mathematics.
- c. Teaches a high school course in the subject of the advanced degree.
- d. Is rated highly effective as determined by the teacher's performance evaluation under s. 1012.34, based in part on

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student performance as measured by a statewide, standardized assessment or an Advanced Placement, Advanced International Certificate of Education, or International Baccalaureate examination.

- e. Achieves a passing score on the Florida professional education competency examination required by state board rule.
- 3. Meets the requirements of paragraphs (2)(a)-(h) and completes a professional preparation and education competence program approved by the department pursuant to paragraph (8)(c). An applicant who completes the program and is rated highly effective as determined by his or her performance evaluation under s. 1012.34 is not required to take or achieve a passing score on the professional education competency examination in order to be awarded a professional certificate.
- (b) The department shall issue a temporary certificate to any applicant who completes the requirements outlined in paragraphs (2)(a)-(f) and completes the subject area content requirements specified in state board rule or demonstrates mastery of subject area knowledge pursuant to subsection (5) and holds an accredited degree or a degree approved by the Department of Education at the level required for the subject area specialization in state board rule.
- (c) The department shall issue one nonrenewable 2-year temporary certificate and one nonrenewable 5-year professional certificate to a qualified applicant who holds a bachelor's degree in the area of speech-language impairment to allow for completion of a master's degree program in speech-language impairment.

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Each temporary certificate is valid for 3 school fiscal years and is nonrenewable. However, the requirement in paragraph (2) (q) must be met within 1 calendar year of the date of employment under the temporary certificate. Individuals who are employed under contract at the end of the 3 + 2 calendar year time period may continue to be employed through the end of the school year in which they have been contracted. A school district shall not employ, or continue the employment of, an individual in a position for which a temporary certificate is required beyond this time period if the individual has not met the requirement of paragraph (2)(g). At least 1 year before an individual's temporary certificate is set to expire, the department shall electronically notify the individual of the date on which his or her certificate will expire and provide a list of each method by which the qualifications for a professional certificate can be completed. The State Board of Education shall adopt rules to allow the department to extend the validity period of a temporary certificate for 2 years when the requirements for the professional certificate, not including the requirement in paragraph (2)(g), were not completed due to the serious illness or injury of the applicant, the military service of an applicant's spouse, or other extraordinary extenuating circumstances. The rules must authorize the department to extend the validity period of a temporary certificate for 1 year if the certificateholder is rated effective or highly effective based solely on a student learning growth formula approved by the Commissioner of Education pursuant to s. 1012.34(8). The department shall reissue the temporary certificate for 2 additional years upon approval by the Commissioner of Education.

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A written request for reissuance of the certificate shall be submitted by the district school superintendent, the governing authority of a university lab school, the governing authority of a state-supported school, or the governing authority of a private school.

- (8) PROFESSIONAL DEVELOPMENT CERTIFICATION AND EDUCATION COMPETENCY PROGRAM.—
- (a) The Department of Education shall develop and each school district, charter school, and charter management organization may provide a cohesive competency-based professional development certification and education competency program by which instructional staff may satisfy the mastery of professional preparation and education competence requirements specified in subsection (6) and rules of the State Board of Education. Participants must hold a state-issued temporary certificate. A school district, charter school, or charter management organization that implements the program shall provide a competency-based certification program developed by the Department of Education or developed by the district, charter school, or charter management organization and approved by the Department of Education. The program shall include the following:
- 1. A minimum period of initial preparation before assuming duties as the teacher of record.
- 2. An option for collaboration with other supporting agencies or educational entities for implementation.
  - 3. A teacher mentorship and induction component.
  - a. Each individual selected by the district as a mentor:
  - (I) Must hold a valid professional certificate issued

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pursuant to this section;

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- (II) Must have earned at least 3 years of teaching experience in prekindergarten through grade 12;
- (III) Must have completed specialized training in clinical supervision and participate in ongoing mentor training provided through the coordinated system of professional development under s. 1012.98(3)(e);
- (IV) Must have earned an effective or highly effective rating on the prior year's performance evaluation under s. 1012.34; and
- (V) May be a peer evaluator under the district's evaluation system approved under s. 1012.34.
- b. The teacher mentorship and induction component must, at a minimum, provide weekly opportunities for mentoring and induction activities, including common planning time, ongoing professional development targeted to a teacher's needs, opportunities for a teacher to observe other teachers, coteaching experiences, and reflection and followup discussions. Mentorship and induction activities must be provided for an applicant's first year in the program and may be provided until the applicant attains his or her professional certificate in accordance with this section. A principal who is rated highly effective as determined by his or her performance evaluation under s. 1012.34 must be provided flexibility in selecting professional development activities under this paragraph; however, the activities must be approved by the department as part of the district's, charter school's, or charter management organization's program.
  - 4. Access to materials identified by the department

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pursuant to paragraph (9)(d) and support to prepare applicants for the general knowledge examination.

- $\underline{5}$ . An assessment of teaching performance aligned to the district's system for personnel evaluation under s. 1012.34 which provides for:
- a. An initial evaluation of each educator's competencies to determine an appropriate individualized professional development plan.
- b. A summative evaluation to assure successful completion of the program.
- $\underline{6.5.}$  Professional education preparation content knowledge, which must be included in the mentoring and induction activities under subparagraph 3., that includes, but is not limited to, the following:
- a. The state standards provided under s. 1003.41, including scientifically based reading instruction, content literacy, and mathematical practices, for each subject identified on the temporary certificate.
- b. The educator-accomplished practices approved by the state board.
- c. A variety of data indicators for monitoring student progress.
  - d. Methodologies for teaching students with disabilities.
- e. Methodologies for teaching students of limited English proficiency appropriate for each subject area identified on the temporary certificate.
- f. Techniques and strategies for operationalizing the role of the teacher in assuring a safe learning environment for students.

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7.6. Required achievement of passing scores on the subject area and professional education competency examination required by State Board of Education rule. Mastery of general knowledge must be demonstrated as described in subsection (3). If the applicant has failed to achieve the required passing scores after receiving support from the school district, the district school board may waive this requirement upon the applicant's completion of a 2-year mentorship program and the recommendation of the mentor and principal.

- (9) EXAMINATIONS.-
- (d) The department shall provide procedures for an applicant who fails an examination developed by the department or by an entity under contract with the department to review his or her examination questions and his or her incorrectly answered responses to the questions. The applicant bears the actual cost for the department to provide an examination review pursuant to this subsection. Notwithstanding any other provisions of law, only an applicant who fails an examination within a score range established by rule of the State Board of Education is entitled to an examination review under this paragraph or to challenge the validity of the examination. The department shall provide free access to resources that prepare aspiring teachers to succeed on the general knowledge examination required by state board rule.

Section 7. Subsection (1) of section 1012.59, Florida Statutes, is amended to read:

1012.59 Certification fees.-

(1) The State Board of Education, by rule, shall establish separate fees for applications, examinations, certification,

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certification renewal, late renewal, recordmaking, and recordkeeping, and may establish procedures for scheduling and administering an examination upon an applicant's request. Each fee shall be based on department estimates of the revenue required to implement the provisions of law with respect to certification of school personnel. The application fee shall be nonrefundable. Each examination fee shall be sufficient to cover the actual cost of developing and administering the examination and shall be apportioned to each part of a multipart examination. If an applicant fails one part of a multipart examination, he or she is required to retake that part of the examination and repay the apportioned fee.

Section 8. Subsection (11) of section 1012.98, Florida Statutes, is amended to read:

1012.98 School Community Professional Development Act.-

community proven model professional development programs that have demonstrated success in increasing rigorous and relevant content, increasing student achievement and engagement, meeting identified student needs, and providing effective mentorship activities to new teachers and training to teacher mentors. The methods of dissemination must include a web-based statewide performance-support system including a database of exemplary teacher induction and mentorship models and standards, professional development activities, a listing of available professional development resources and, training programs, and available technical assistance. Professional development resources must include sample course-at-a-glance and unit overview templates that school districts may use when developing

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curriculum. The templates must provide an organized structure for addressing the Florida Standards, grade-level expectations, evidence outcomes, and 21st century skills that build to students' mastery of the standards at each grade level. Each template must support teaching to greater intellectual depth and emphasize transfer and application of concepts, content, and skills. At a minimum, each template must:

- (a) Provide course or year-long sequencing of concept-based unit overviews based on the Florida Standards.
- (b) Describe the knowledge and vocabulary necessary for comprehension.
- (c) Promote the instructional shifts required within the Florida Standards.
- (d) Illustrate the interdependence of grade level expectations within and across content areas within a grade.

Section 9. This act shall take effect July 1, 2019.