

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Eskamani offered the following:

Substitute Amendment for Amendment (979929) (with title amendment)

Remove lines 204-1034 and insert:

Section 1. Effective October 1, 2019, section 843.08, Florida Statutes, is amended to read:

843.08 False personation.—A person who falsely assumes or pretends to be a firefighter, a sheriff, an officer of the Florida Highway Patrol, an officer of the Fish and Wildlife Conservation Commission, a fire or arson investigator of the Department of Financial Services, an officer of the Department of Financial Services, an officer of the Department of

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14 Corrections, a correctional probation officer, a deputy sheriff,
15 a state attorney or an assistant state attorney, a statewide
16 prosecutor or an assistant statewide prosecutor, a state
17 attorney investigator, a coroner, a police officer, a lottery
18 special agent or lottery investigator, a beverage enforcement
19 agent, a school guardian as described in s. 30.15(1)(k), a
20 security officer licensed under chapter 493 ~~or watchman, or~~ any
21 member of the Florida Commission on Offender Review or ~~and~~ any
22 administrative aide or supervisor employed by the commission, ~~or~~
23 any personnel or representative of the Department of Law
24 Enforcement, or a federal law enforcement officer as defined in
25 s. 901.1505, and takes upon himself or herself to act as such,
26 or to require any other person to aid or assist him or her in a
27 matter pertaining to the duty of any such officer, commits a
28 felony of the third degree, punishable as provided in s.
29 775.082, s. 775.083, or s. 775.084. However, a person who
30 falsely personates any such officer during the course of the
31 commission of a felony commits a felony of the second degree,
32 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
33 If the commission of the felony results in the death or personal
34 injury of another human being, the person commits a felony of
35 the first degree, punishable as provided in s. 775.082, s.
36 775.083, or s. 775.084. ~~The term "watchman" means a security~~
37 ~~officer licensed under chapter 493.~~

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38 Section 2. Subsection (16) is added to section 943.03,
39 Florida Statutes, to read:

40 943.03 Department of Law Enforcement.—

41 (16) If requested, the department shall consult with
42 sheriffs to provide input regarding programmatic guiding
43 principles, practices, and resources in order to assist in the
44 development and implementation of the Coach Aaron Feis Guardian
45 Program established pursuant to s. 30.15. Such input and
46 guidance may include, but need not be limited to, standards,
47 curriculum, instructional strategies, evaluation, certification,
48 records retention, equipment, and other resource needs.

49 Section 3. Subsection (4) of section 943.082, Florida
50 Statutes, is amended to read:

51 943.082 School Safety Awareness Program.—

52 (4) (a) Law enforcement dispatch centers, school districts,
53 schools, and other entities identified by the department must
54 ~~shall~~ be made aware of the mobile suspicious activity reporting
55 tool.

56 (b) The district school board shall promote the use of the
57 mobile suspicious activity reporting tool by advertising it on
58 the school district website, in newsletters, on school campuses,
59 and in school publications, by installing it on all mobile
60 devices issued to students, and by bookmarking the website on
61 all computer devices issued to students.

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62 Section 4. Subsection (9) is added to section 1001.10,
63 Florida Statutes, to read:

64 1001.10 Commissioner of Education; general powers and
65 duties.—

66 (9) The commissioner shall review the report of the School
67 Hardening and Harm Mitigation Workgroup regarding hardening and
68 harm mitigation strategies and recommendations submitted by the
69 Office of Safe Schools, pursuant to s. 1001.212(11). By
70 September 1, 2020, the commissioner shall submit a summary of
71 such recommendations to the Governor, the President of the
72 Senate, and the Speaker of the House of Representatives.

73 Section 5. Subsection (9) is added to section 1001.11,
74 Florida Statutes, to read:

75 1001.11 Commissioner of Education; other duties.—

76 (9) The commissioner shall oversee compliance with the
77 safety and security requirements of the Marjory Stoneman Douglas
78 High School Public Safety Act, chapter 2018-03, Laws of Florida,
79 by school districts; district school superintendents; and public
80 schools, including charter schools. The commissioner must
81 facilitate compliance to the maximum extent provided under law,
82 identify incidents of noncompliance, and impose or recommend to
83 the State Board of Education, the Governor, or the Legislature
84 enforcement and sanctioning actions pursuant to s. 1008.32 and
85 other authority granted under law.

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86 Section 6. Section 1001.212, Florida Statutes, is amended
87 to read:

88 1001.212 Office of Safe Schools.—There is created in the
89 Department of Education the Office of Safe Schools. The office
90 is fully accountable to the Commissioner of Education. The
91 office shall serve as a central repository for best practices,
92 training standards, and compliance oversight in all matters
93 regarding school safety and security, including prevention
94 efforts, intervention efforts, and emergency preparedness
95 planning. The office shall:

96 (1) Establish and update as necessary a school security
97 risk assessment tool for use by school districts pursuant to s.
98 1006.07(6). The office shall make the security risk assessment
99 tool available for use by charter schools. The office shall
100 provide annual training to appropriate school district and
101 charter school personnel on the proper assessment of physical
102 site security and completion of the school security risk
103 assessment tool.

104 (2) Provide ongoing professional development opportunities
105 to school district personnel.

106 (3) Provide a coordinated and interdisciplinary approach
107 to providing technical assistance and guidance to school
108 districts on safety and security and recommendations to address
109 findings identified pursuant to s. 1006.07(6).

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110 (4) Develop and implement a School Safety Specialist
111 Training Program for school safety specialists appointed
112 pursuant to s. 1006.07(6). The office shall develop the training
113 program which shall be based on national and state best
114 practices on school safety and security and must include active
115 shooter training. The office shall develop training modules in
116 traditional or online formats. A school safety specialist
117 certificate of completion shall be awarded to a school safety
118 specialist who satisfactorily completes the training required by
119 rules of the office.

120 (5) Review and provide recommendations on the security
121 risk assessments. The department may contract with security
122 personnel, consulting engineers, architects, or other safety and
123 security experts the department deems necessary for safety and
124 security consultant services.

125 (6) Coordinate with the Department of Law Enforcement to
126 provide a centralized integrated data repository and data
127 analytics resources to improve access to timely, complete, and
128 accurate information integrating data from, at a minimum, but
129 not limited to, the following data sources by August 1, 2019
130 ~~December 1, 2018~~:

- 131 (a) Social media Internet posts;
- 132 (b) Department of Children and Families;
- 133 (c) Department of Law Enforcement;
- 134 (d) Department of Juvenile Justice;

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135 (e) Mobile suspicious activity reporting tool known as
136 FortifyFL;

137 (f) School environmental safety incident reports collected
138 under subsection (8); and

139 (g)~~(e)~~ Local law enforcement.

140
141 Data that is exempt or confidential and exempt from public
142 records requirements retains its exempt or confidential and
143 exempt status when incorporated into the centralized integrated
144 data repository. To maintain the confidentiality requirements
145 attached to the information provided to the centralized
146 integrated data repository by the various state and local
147 agencies, data governance and security shall ensure compliance
148 with all applicable state and federal data privacy requirements
149 through the use of user authorization and role-based security,
150 data anonymization and aggregation and auditing capabilities. To
151 maintain the confidentiality requirements attached to the
152 information provided to the centralized integrated data
153 repository by the various state and local agencies, each source
154 agency providing data to the repository shall be the sole
155 custodian of the data for the purpose of any request for
156 inspection or copies thereof under chapter 119. The department
157 shall only allow access to data from the source agencies in
158 accordance with rules adopted by the respective source agencies
159 and the requirements of the Federal Bureau of Investigation

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160 Criminal Justice Information Services security policy, where
161 applicable.

162 (7) Provide data to support the evaluation of mental
163 health services pursuant to s. 1004.44.

164 (8) Provide technical assistance to school districts and
165 charter school governing boards for school environmental safety
166 incident reporting as required under s. 1006.07(9). The office
167 shall collect data through school environmental safety incident
168 reports on incidents involving any person which occur on school
169 premises, on school transportation, and at off-campus, school-
170 sponsored events. The office shall review and evaluate school
171 district reports to ensure compliance with reporting
172 requirements. Upon notification by the department that a
173 superintendent has failed to comply with the requirements of s.
174 1006.07(9), the district school board shall withhold further
175 payment of his or her salary as authorized under s.
176 1001.42(13)(b) and impose other appropriate sanctions that the
177 commissioner or state board by law may impose.

178 ~~(7) Data that is exempt or confidential and exempt from~~
179 ~~public records requirements retains its exempt or confidential~~
180 ~~and exempt status when incorporated into the centralized~~
181 ~~integrated data repository.~~

182 ~~(8) To maintain the confidentiality requirements attached~~
183 ~~to the information provided to the centralized integrated data~~
184 ~~repository by the various state and local agencies, data~~

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185 ~~governance and security shall ensure compliance with all~~
186 ~~applicable state and federal data privacy requirements through~~
187 ~~the use of user authorization and role-based security, data~~
188 ~~anonymization and aggregation and auditing capabilities.~~

189 ~~(9) To maintain the confidentiality requirements attached~~
190 ~~to the information provided to the centralized integrated data~~
191 ~~repository by the various state and local agencies, each source~~
192 ~~agency providing data for the repository shall be the sole~~
193 ~~eustodian of the data for the purpose of any request for~~
194 ~~inspection or copies thereof under chapter 119. The department~~
195 ~~shall only allow access to data from the source agencies in~~
196 ~~accordance with rules adopted by the respective source agencies.~~

197 ~~(9)(10)~~ Award grants to schools to improve the safety and
198 security of school buildings based upon recommendations of the
199 security risk assessment developed pursuant to subsection (1).

200 ~~(10)(11)~~ Disseminate, in consultation with the Department
201 of Law Enforcement, to participating schools awareness and
202 education materials on the School Safety Awareness Program
203 developed pursuant to s. 943.082.

204 (11) (a) Convene a School Hardening and Harm Mitigation
205 Workgroup composed of individuals with subject matter expertise
206 on school campus hardening best practices. The workgroup shall
207 meet as necessary to review school hardening and harm mitigation
208 policies, including, but not limited to, the target hardening
209 practices implemented in other states; the school safety

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210 guidelines developed by organizations such as the Partner
211 Alliance for Safer Schools; the tiered approach to target campus
212 hardening strategies identified in the initial report submitted
213 by the Marjory Stoneman Douglas High School Public Safety
214 Commission pursuant to s. 943.687(9); and the Florida Building
215 Code for educational facilities construction to determine
216 whether the building code may need to be modified to strengthen
217 school safety and security. Based on this review of school
218 safety best practices, by August 1, 2020, the workgroup shall
219 submit a report to the executive director of the office which
220 includes, at a minimum, a prioritized list for the
221 implementation of school campus hardening and harm mitigation
222 strategies and the estimated costs of and timeframes for
223 implementation of the strategies by school districts and charter
224 schools. The estimated costs must include regional and statewide
225 projections of the implementation costs.

226 (b) Submit to the commissioner:
227 1. The workgroup's report pursuant to paragraph (a); and
228 2. Recommendations regarding procedures for the office to
229 use to monitor and enforce compliance by the school districts
230 and charter schools in the implementation of the workgroup's
231 recommended campus hardening and harm mitigation strategies.

232
233 This subsection is repealed June 30, 2023.

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234 (12) By August 1, 2019, develop a standardized, statewide
235 behavioral threat assessment instrument for use by all public
236 schools, including charter schools, which addresses early
237 identification, evaluation, early intervention, and student
238 support.

239 (a) The standardized, statewide behavioral threat
240 assessment instrument must include, but need not be limited to,
241 components and forms that address:

242 1. An assessment of the threat, which includes an
243 assessment of the student, family, and school and social
244 dynamics.

245 2. An evaluation to determine if the threat is transient
246 or substantive.

247 3. The response to a substantive threat, which includes
248 the school response and the role of law enforcement agencies.

249 4. The response to a serious substantive threat, including
250 mental health and law enforcement referrals.

251 5. Ongoing monitoring to assess implementation of safety
252 strategies.

253 6. Training for members of threat assessment teams
254 established under s. 1006.07(7) and school administrators
255 regarding the use of the instrument.

256 (b) The office shall:

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257 1. By August 1, 2020, evaluate each school district's and
258 charter school governing board's behavioral threat assessment
259 procedures for compliance with this subsection.

260 2. Notify the district school superintendent or charter
261 school governing board, as applicable, if the behavioral threat
262 assessment is not in compliance with this subsection.

263 3. Report any issues of ongoing noncompliance with this
264 subsection to the commissioner and the district school
265 superintendent or the charter school governing board, as
266 applicable.

267 (13) Establish the Statewide Threat Assessment Database
268 Workgroup, composed of members appointed by the department, to
269 complement the work of the department and the Department of Law
270 Enforcement associated with the centralized integrated data
271 repository and data analytics resources initiative and make
272 recommendations regarding the development of a statewide threat
273 assessment database. The database must allow authorized public
274 school personnel to enter information related to any threat
275 assessment conducted at their respective schools using the
276 instrument developed by the office pursuant to subsection (12),
277 and must provide such information to authorized personnel in
278 each school district and public school and to appropriate
279 stakeholders. By December 31, 2019, the workgroup shall provide
280 a report to the office with recommendations that include, but
281 need not be limited to:

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282 (a) Threat assessment data that should be required to be
283 entered into the database.

284 (b) School district and public school personnel who should
285 be allowed to input student records to the database and view
286 such records.

287 (c) Database design and functionality, to include data
288 security.

289 (d) Restrictions and authorities on information sharing,
290 including:

291 1. Section 1002.22 and other applicable state laws.

292 2. The Family Educational Rights and Privacy Act (FERPA),
293 20 U.S.C. s. 1232g, 42 C.F.R. part 2; the Health Insurance
294 Portability and Accountability Act (HIPAA), 42 U.S.C. s. 1320d6,
295 45 C.F.R. part 164, subpart E; and other applicable federal
296 laws.

297 3. The appropriateness of interagency agreements that will
298 allow law enforcement to view database records.

299 (e) The cost to develop and maintain a statewide online
300 database.

301 (f) An implementation plan and timeline for the workgroup
302 recommendations.

303 (14) Monitor compliance with requirements relating to
304 school safety by school districts and public schools, including
305 charter schools. The office shall report incidents of
306 noncompliance to the commissioner pursuant to s. 1001.11(9) and

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307 the state board pursuant to s. 1008.32 and other requirements of
308 law, as appropriate.

309 (15) Annually publish a list detailing the total number of
310 safe-school officers in this state, the total number of safe-
311 school officers disciplined or relieved of their duties because
312 of misconduct in the previous year, the total number of
313 disciplinary incidents involving safe-school officers, and the
314 number of incidents in which a safe-school officer discharged
315 his or her firearm outside of a training situation or in the
316 exercise of his or her duties as a safe-school officer.

317 Section 7. Paragraph (b) of subsection (16) of section
318 1002.33, Florida Statutes, is amended to read:

319 1002.33 Charter schools.—

320 (16) EXEMPTION FROM STATUTES.—

321 (b) Additionally, a charter school shall be in compliance
322 with the following statutes:

323 1. Section 286.011, relating to public meetings and
324 records, public inspection, and criminal and civil penalties.

325 2. Chapter 119, relating to public records.

326 3. Section 1003.03, relating to the maximum class size,
327 except that the calculation for compliance pursuant to s.
328 1003.03 shall be the average at the school level.

329 4. Section 1012.22(1)(c), relating to compensation and
330 salary schedules.

331 5. Section 1012.33(5), relating to workforce reductions.

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332 6. Section 1012.335, relating to contracts with
333 instructional personnel hired on or after July 1, 2011.

334 7. Section 1012.34, relating to the substantive
335 requirements for performance evaluations for instructional
336 personnel and school administrators.

337 8. Section 1006.12, relating to safe-school officers.

338 9. Section 1006.07(7), relating to threat assessment
339 teams.

340 10. Section 1006.07(9), relating to School Environmental
341 Safety Incident Reporting.

342 11. Section 1006.1493, relating to the Florida Safe
343 Schools Assessment Tool.

344 12. Section 1006.07(6)(c), relating to adopting an active
345 assailant response plan.

346 13. Section 943.082(4)(b), relating to the mobile
347 suspicious activity reporting tool.

348 14. Section 1012.584, relating to youth mental health
349 awareness and assistance training.

350 Section 8. Subsection (2) of section 1003.25, Florida
351 Statutes, is amended to read:

352 1003.25 Procedures for maintenance and transfer of student
353 records.—

354 (2) The procedure for transferring and maintaining records
355 of students who transfer from school to school shall be
356 prescribed by rules of the State Board of Education. The

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357 transfer of records shall occur within 3 school days. The
358 records shall include:

359 (a) Verified reports of serious or recurrent behavior
360 patterns, including threat assessment evaluations and
361 intervention services.

362 (b) Psychological evaluations, including therapeutic
363 treatment plans and therapy or progress notes created or
364 maintained by school district or charter school staff, as
365 appropriate.

366 Section 9. Paragraph (b) of subsection (1), paragraph (a)
367 of subsection (4), and subsections (6) and (7) of section
368 1006.07, Florida Statutes, are amended, and subsection (9) is
369 added to that section, to read:

370 1006.07 District school board duties relating to student
371 discipline and school safety.—The district school board shall
372 provide for the proper accounting for all students, for the
373 attendance and control of students at school, and for proper
374 attention to health, safety, and other matters relating to the
375 welfare of students, including:

376 (1) CONTROL OF STUDENTS.—

377 (b) Require each student at the time of initial
378 registration for school in the school district to note previous
379 school expulsions, arrests resulting in a charge, juvenile
380 justice actions, and any corresponding referral referrals to
381 mental health services by the school district ~~the student has~~

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382 ~~had~~, and have the authority as the district school board of a
383 receiving school district to honor the final order of expulsion
384 or dismissal of a student by any in-state or out-of-state public
385 district school board or private school, or lab school, for an
386 act which would have been grounds for expulsion according to the
387 receiving district school board's code of student conduct, in
388 accordance with the following procedures:

389 1. A final order of expulsion shall be recorded in the
390 records of the receiving school district.

391 2. The expelled student applying for admission to the
392 receiving school district shall be advised of the final order of
393 expulsion.

394 3. The district school superintendent of the receiving
395 school district may recommend to the district school board that
396 the final order of expulsion be waived and the student be
397 admitted to the school district, or that the final order of
398 expulsion be honored and the student not be admitted to the
399 school district. If the student is admitted by the district
400 school board, with or without the recommendation of the district
401 school superintendent, the student may be placed in an
402 appropriate educational program and referred to mental health
403 services identified by the school district pursuant to s.
404 1012.584(4), when appropriate, at the direction of the district
405 school board.

406 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

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407 (a) Formulate and prescribe policies and procedures, in
408 consultation with the appropriate public safety agencies, for
409 emergency drills and for actual emergencies, including, but not
410 limited to, fires, natural disasters, active shooter and hostage
411 situations, and bomb threats, for all students and faculty at
412 all public schools of the district comprised of grades K-12.
413 Drills for active shooter and hostage situations shall be
414 conducted in accordance with developmentally appropriate and
415 age-appropriate procedures at least as often as other emergency
416 drills. District school board policies shall include commonly
417 used alarm system responses for specific types of emergencies
418 and verification by each school that drills have been provided
419 as required by law and fire protection codes. The emergency
420 response policy shall identify the individuals responsible for
421 contacting the primary emergency response agency and the
422 emergency response agency that is responsible for notifying the
423 school district for each type of emergency.

424 (6) SAFETY AND SECURITY BEST PRACTICES.—Each district
425 school superintendent shall establish policies and procedures
426 for the prevention of violence on school grounds, including the
427 assessment of and intervention with individuals whose behavior
428 poses a threat to the safety of the school community.

429 (a) Each district school superintendent shall designate a
430 ~~school administrator as~~ a school safety specialist for the
431 district. The school safety specialist must be a school

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432 administrator employed by the school district or a law
433 enforcement officer employed by the sheriff's office located in
434 the school district. Any school safety specialist designated
435 from the sheriff's office must first be authorized and approved
436 by the sheriff employing the law enforcement officer. Any school
437 safety specialist designated from the sheriff's office remains
438 the employee of the office for purposes of compensation,
439 insurance, workers' compensation, and other benefits authorized
440 by law for a law enforcement officer employed by the sheriff's
441 office. The sheriff and the school superintendent may determine
442 by agreement the reimbursement for such costs, or may share the
443 costs, associated with employment of the law enforcement officer
444 as a school safety specialist. The school safety specialist must
445 earn a certificate of completion of the school safety specialist
446 training provided by the Office of Safe Schools within 1 year
447 after appointment and is responsible for the supervision and
448 oversight for all school safety and security personnel,
449 policies, and procedures in the school district. The school
450 safety specialist shall:

451 1. Review school district policies and procedures for
452 compliance with state law and rules, including the district's
453 timely and accurate submission of school environmental safety
454 incident reports to the department pursuant to s. 1001.212(8).

455 2. Provide the necessary training and resources to
456 students and school district staff in matters relating to youth

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457 mental health awareness and assistance; emergency procedures,
458 including active shooter training; and school safety and
459 security.

460 3. Serve as the school district liaison with local public
461 safety agencies and national, state, and community agencies and
462 organizations in matters of school safety and security.

463 4. In collaboration with the appropriate public safety
464 agencies, as that term is defined in s. 365.171, by October 1 of
465 each year, conduct a school security risk assessment ~~in~~
466 ~~accordance with s. 1006.1493~~ at each public school using the
467 Florida Safe Schools Assessment Tool ~~school security risk~~
468 ~~assessment tool~~ developed by the Office of Safe Schools pursuant
469 to s. 1006.1493. Based on the assessment findings, the
470 district's school safety specialist shall provide
471 recommendations to the district school superintendent and the
472 district school board which identify strategies and activities
473 that the district school board should implement in order to
474 address the findings and improve school safety and security.
475 ~~Annually,~~ Each district school board must receive such findings
476 and the school safety specialist's recommendations at a publicly
477 noticed district school board meeting to provide the public an
478 opportunity to hear the district school board members discuss
479 and take action on the findings and recommendations. Each school
480 safety specialist shall report such findings and school board

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481 action to the Office of Safe Schools within 30 days after the
482 district school board meeting.

483 (b) Each school safety specialist shall coordinate with
484 the appropriate public safety agencies, as defined in s.
485 365.171, that are designated as first responders to a school's
486 campus to conduct a tour of such campus once every 3 years and
487 provide recommendations related to school safety. The
488 recommendations by the public safety agencies must be considered
489 as part of the recommendations by the school safety specialist
490 pursuant to paragraph (a).

491 (c) Each district school board and charter school
492 governing board must adopt an active assailant response plan. By
493 October 1, 2019, and annually thereafter, each district school
494 superintendent and charter school principal shall certify that
495 all school personnel have received annual training on the
496 procedures contained in the active assailant response plan for
497 the applicable school district or charter school.

498 (7) THREAT ASSESSMENT TEAMS.—Each district school board
499 shall adopt policies for the establishment of threat assessment
500 teams at each school whose duties include the coordination of
501 resources and assessment and intervention with individuals whose
502 behavior may pose a threat to the safety of school staff or
503 students consistent with the model policies developed by the
504 Office of Safe Schools. Such policies must ~~shall~~ include
505 procedures for referrals to mental health services identified by

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506 the school district pursuant to s. 1012.584(4), when
507 appropriate, and procedures for behavioral threat assessments in
508 compliance with the instrument developed pursuant to s.
509 1001.212(12).

510 (a) A threat assessment team shall include persons with
511 expertise in counseling, instruction, school administration, and
512 law enforcement. The threat assessment teams shall identify
513 members of the school community to whom threatening behavior
514 should be reported and provide guidance to students, faculty,
515 and staff regarding recognition of threatening or aberrant
516 behavior that may represent a threat to the community, school,
517 or self. Upon the availability of the behavioral threat
518 assessment instrument developed pursuant to s. 1001.212(12), the
519 threat assessment team shall use that instrument.

520 (b) Upon a preliminary determination that a student poses
521 a threat of violence or physical harm to himself or herself or
522 others, a threat assessment team shall immediately report its
523 determination to the superintendent or his or her designee. The
524 superintendent or his or her designee shall immediately attempt
525 to notify the student's parent or legal guardian. Nothing in
526 this subsection shall preclude school district personnel from
527 acting immediately to address an imminent threat.

528 (c) Upon a preliminary determination by the threat
529 assessment team that a student poses a threat of violence to
530 himself or herself or others or exhibits significantly

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531 disruptive behavior or need for assistance, authorized members
532 of the threat assessment team may obtain criminal history record
533 information pursuant to s. 985.04(1), ~~as provided in s. 985.047.~~

534 A member of a threat assessment team may not disclose any
535 criminal history record information obtained pursuant to this
536 section or otherwise use any record of an individual beyond the
537 purpose for which such disclosure was made to the threat
538 assessment team.

539 (d) Notwithstanding any other provision of law, all state
540 and local agencies and programs that provide services to
541 students experiencing or at risk of an emotional disturbance or
542 a mental illness, including the school districts, school
543 personnel, state and local law enforcement agencies, the
544 Department of Juvenile Justice, the Department of Children and
545 Families, the Department of Health, the Agency for Health Care
546 Administration, the Agency for Persons with Disabilities, the
547 Department of Education, the Statewide Guardian Ad Litem Office,
548 and any service or support provider contracting with such
549 agencies, may share with each other records or information that
550 are confidential or exempt from disclosure under chapter 119 if
551 the records or information are reasonably necessary to ensure
552 access to appropriate services for the student or to ensure the
553 safety of the student or others. All such state and local
554 agencies and programs shall communicate, collaborate, and
555 coordinate efforts to serve such students.

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556 (e) If an immediate mental health or substance abuse
557 crisis is suspected, school personnel shall follow policies
558 established by the threat assessment team to engage behavioral
559 health crisis resources. Behavioral health crisis resources,
560 including, but not limited to, mobile crisis teams and school
561 resource officers trained in crisis intervention, shall provide
562 emergency intervention and assessment, make recommendations, and
563 refer the student for appropriate services. Onsite school
564 personnel shall report all such situations and actions taken to
565 the threat assessment team, which shall contact the other
566 agencies involved with the student and any known service
567 providers to share information and coordinate any necessary
568 followup actions. Upon the student's transfer to a different
569 school, the threat assessment team shall verify that any
570 intervention services provided to the student remain in place
571 until the threat assessment team of the receiving school
572 independently determines the need for intervention services.

573 (f) Each threat assessment team established pursuant to
574 this subsection shall report quantitative data on its activities
575 to the Office of Safe Schools in accordance with guidance from
576 the office and shall utilize the threat assessment database
577 developed pursuant to s. 1001.212(13) upon the availability of
578 the database.

579 (9) SCHOOL ENVIRONMENTAL SAFETY INCIDENT REPORTING.—Each
580 district school board shall adopt policies to ensure the

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581 accurate and timely reporting of incidents related to school
582 safety and discipline. The district school superintendent is
583 responsible for school environmental safety incident reporting.
584 A district school superintendent who fails to comply with this
585 subsection is subject to the penalties specified in law,
586 including, but not limited to, s. 1001.42(13)(b) or s.
587 1001.51(12)(b), as applicable. The State Board of Education
588 shall adopt rules establishing the requirements for the school
589 environmental safety incident report.

590 Section 10. Section 1006.12, Florida Statutes, is amended
591 to read:

592 1006.12 Safe-school officers at each public school.—For
593 the protection and safety of school personnel, property,
594 students, and visitors, each district school board and school
595 district superintendent shall partner with law enforcement
596 agencies or security agencies to establish or assign one or more
597 safe-school officers at each school facility within the
598 district, including charter schools. A district school board
599 must collaborate with charter school governing boards to
600 facilitate charter school access to all safe-school officer
601 options available under this section except for school
602 guardians. The school district may implement ~~by implementing~~ any
603 combination of the ~~following~~ options in subsections (1)-(4) to
604 best meet ~~which best meets~~ the needs of the school district and
605 charter schools.÷

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606 (1) SCHOOL RESOURCE OFFICER.—A school district may
607 establish school resource officer programs, through a
608 cooperative agreement with law enforcement agencies.

609 (a) School resource officers shall undergo criminal
610 background checks, drug testing, and a psychological evaluation
611 and be certified law enforcement officers, as defined in s.
612 943.10(1), who are employed by a law enforcement agency as
613 defined in s. 943.10(4). The powers and duties of a law
614 enforcement officer shall continue throughout the employee's
615 tenure as a school resource officer.

616 (b) School resource officers shall abide by district
617 school board policies and shall consult with and coordinate
618 activities through the school principal, but shall be
619 responsible to the law enforcement agency in all matters
620 relating to employment, subject to agreements between a district
621 school board and a law enforcement agency. Activities conducted
622 by the school resource officer which are part of the regular
623 instructional program of the school shall be under the direction
624 of the school principal.

625 (c) Complete mental health crisis intervention training
626 using a curriculum developed by a national organization with
627 expertise in mental health crisis intervention. The training
628 shall improve officers' knowledge and skills as first responders
629 to incidents involving students with emotional disturbance or

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630 mental illness, including de-escalation skills to ensure student
631 and officer safety.

632 (2) SCHOOL SAFETY OFFICER.—A school district may
633 commission one or more school safety officers for the protection
634 and safety of school personnel, property, and students within
635 the school district. The district school superintendent may
636 recommend, and the district school board may appoint, one or
637 more school safety officers.

638 (a) School safety officers shall undergo criminal
639 background checks, drug testing, and a psychological evaluation
640 and be law enforcement officers, as defined in s. 943.10(1),
641 certified under the provisions of chapter 943 and employed by
642 either a law enforcement agency or by the district school board.
643 If the officer is employed by the district school board, the
644 district school board is the employing agency for purposes of
645 chapter 943, and must comply with the provisions of that
646 chapter.

647 (b) A school safety officer has and shall exercise the
648 power to make arrests for violations of law on district school
649 board property and to arrest persons, whether on or off such
650 property, who violate any law on such property under the same
651 conditions that deputy sheriffs are authorized to make arrests.
652 A school safety officer has the authority to carry weapons when
653 performing his or her official duties.

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654 (c) A district school board may enter into mutual aid
655 agreements with one or more law enforcement agencies as provided
656 in chapter 23. A school safety officer's salary may be paid
657 jointly by the district school board and the law enforcement
658 agency, as mutually agreed to.

659 (3) SCHOOL GUARDIAN.—At the school district's discretion,
660 participate in the Coach Aaron Feis Guardian Program if such
661 program is established pursuant to s. 30.15~~7~~ to meet the
662 requirement of establishing a safe-school officer.

663 (4) SCHOOL SECURITY GUARD.—A school district may contract
664 with a security agency as defined in s. 493.6101(18) to employ
665 as a school security guard an individual who holds a Class "D"
666 and Class "G" license pursuant to chapter 493, provided the
667 following training and contractual conditions are met:

668 (a) An individual who serves as a school security guard,
669 for purposes of satisfying the requirements of this section,
670 must:

671 1. Demonstrate completion of 144 hours of required
672 training pursuant to s. 30.15(1)(k).

673 2. Pass a psychological evaluation administered by a
674 psychologist licensed under chapter 490 and designated by the
675 Department of Law Enforcement and submit the results of the
676 evaluation to the sheriff's office, school district, or charter
677 school governing board, as applicable. The Department of Law
678 Enforcement is authorized to provide the sheriff's office,

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679 school district, or charter school governing board with mental
680 health and substance abuse data for compliance with this
681 paragraph.

682 3. Submit to and pass an initial drug test and subsequent
683 random drug tests in accordance with the requirements of s.
684 112.0455 and the sheriff's office, school district, or charter
685 school governing board, as applicable.

686 4. Successfully complete ongoing training, weapon
687 inspection, and firearm qualification on at least an annual
688 basis and provide documentation to the sheriff's office, school
689 district, or charter school governing board, as applicable.

690 (b) The contract between a security agency and a school
691 district or a charter school governing board regarding
692 requirements applicable to school security guards serving in the
693 capacity of a safe-school officer for purposes of satisfying the
694 requirements of this section shall define the entity or entities
695 responsible for training and the responsibilities for
696 maintaining records relating to training, inspection, and
697 firearm qualification.

698 (c) School security guards serving in the capacity of a
699 safe-school officer pursuant to this subsection are in support
700 of school-sanctioned activities for purposes of s. 790.115, and
701 must aid in the prevention or abatement of active assailant
702 incidents on school premises.

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703 (5) NOTIFICATION.—The school district shall notify the
704 county sheriff and the Office of Safe Schools immediately after,
705 but no later than 72 hours after:

706 (a) A safe-school officer is dismissed for misconduct or
707 is otherwise disciplined.

708 (b) A safe-school officer discharges his or her firearm in
709 the exercise of the safe-school officer's duties, other than for
710 training purposes.

711 (6)-(4) EXEMPTION.—Any information that would identify
712 whether a particular individual has been appointed as a safe-
713 school officer pursuant to this section held by a law
714 enforcement agency, school district, or charter school is exempt
715 from s. 119.07(1) and s. 24(a), Art. I of the State
716 Constitution. This subsection is subject to the Open Government
717 Sunset Review Act in accordance with s. 119.15 and shall stand
718 repealed on October 2, 2023, unless reviewed and saved from
719 repeal through reenactment by the Legislature.

720
721 If a district school board, through its adopted policies,
722 procedures, or actions, denies a charter school access to any
723 safe-school officer options pursuant to this section, the school
724 district must assign a school resource officer or school safety
725 officer to the charter school. Under such circumstances, the
726 charter school's share of the costs of the school resource
727 officer or school safety officer may not exceed the safe school

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728 allocation funds provided to the charter school pursuant to s.
729 1011.62(15) and shall be retained by the school district.

730 Section 11. Section 1006.122, Florida Statutes, is created
731 to read:

732 1006.122 School guardian moratorium; impact study.-

733 (1) Before July 1, 2024, a district school board may not
734 employ individuals who exclusively perform classroom duties as
735 classroom teachers as defined in s. 1012.01(2)(a) to serve as
736 school guardians under the Coach Aaron Feis Guardian Program.

737 (2) In the interim, the Department of Education, or an
738 entity designated by the department, shall conduct a study to
739 examine the impact of the Coach Aaron Feis Guardian Program on
740 school safety and analyze the perception of safety by students,
741 teachers, and faculty.

742 (3) The department shall report the results of the study
743 to the Legislature by January 1, 2024. If, upon evaluating the
744 results of the study, the Legislature does not enact a general
745 law specifying a statewide policy regarding the Coach Aaron Feis
746 Guardian Program, the moratorium prohibiting a district school
747 board from employing classroom teachers to serve as school
748 guardians under this section is lifted, effective July 1, 2024.

749 -----
750 -----

T I T L E A M E N D M E N T

751 Remove lines 4-152 and insert:
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753 School Public Safety Commission; amending s. 843.08, F.S.;
754 adding school guardians to the list of officials the false
755 personation of whom is prohibited and subject to criminal
756 penalties; making technical changes; amending s. 943.03, F.S.;
757 requiring the Department of Law Enforcement to consult with
758 sheriffs who establish a guardian program on programmatic
759 guiding principles, practices, and resources relating to the
760 development and implementation of the program; amending s.
761 943.082, F.S.; requiring school districts to promote the use of
762 a mobile suspicious activity reporting tool through specified
763 platforms and mediums; amending s. 1001.10, F.S.; requiring the
764 Commissioner of Education to review recommendations from the
765 School Hardening and Harm Mitigation Workgroup; requiring the
766 commissioner to submit a summary to the Governor and the
767 Legislature by a specified date; providing requirements for the
768 summary; amending s. 1001.11, F.S.; revising the duties of the
769 commissioner to include oversight and facilitation of compliance
770 with the safety and security requirements of the Marjory
771 Stoneman Douglas High School Public Safety Act by specified
772 persons and entities; amending s. 1001.212, F.S.; requiring the
773 Office of Safe Schools to annually provide training for
774 specified personnel; conforming provisions to changes made by
775 the act; requiring the office to provide data to support the
776 evaluation of mental health services; requiring the office to
777 provide technical assistance for school safety incident

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778 reporting; requiring the office to collect data through the
779 school environmental safety incident reports; requiring the
780 office to review and evaluate school district reports for
781 compliance; requiring a district school board to withhold a
782 superintendent's salary in response to the superintendent's
783 noncompliance; requiring the office to convene a School
784 Hardening and Harm Mitigation Workgroup; providing for
785 membership and duties of the workgroup; requiring the workgroup
786 to submit a report and recommendations to the executive director
787 of the office and the commissioner; providing requirements for
788 the report; providing for future repeal; requiring the office to
789 develop a behavioral threat assessment instrument; providing
790 requirements for the instrument; requiring the office to
791 establish the Statewide Threat Assessment Database Workgroup to
792 make certain recommendations relating to a statewide threat
793 assessment database; providing requirements for the database;
794 requiring the workgroup to report recommendations to the office
795 by a specified date; providing requirements for such
796 recommendations; requiring the office to monitor school district
797 and public school, including charter school, compliance with
798 requirements relating to school safety; requiring the office to
799 report incidents of noncompliance to the commissioner and the
800 state board; requiring the office to annually publish a list
801 containing specified information relating to safe-school
802 officers; amending s. 1002.33, F.S.; requiring charter schools

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803 to comply with specified provisions; amending s. 1003.25, F.S.;

804 providing requirements for the transfer of certain student

805 records; amending s. 1006.07, F.S.; revising requirements for

806 certain types of emergency drills; requiring that a school

807 safety specialist be a school administrator employed by the

808 school district or a law enforcement officer employed by the

809 sheriff's office located in the school district; providing

810 requirements for a school safety specialist designated from a

811 sheriff's office; providing that a school safety specialist

812 designated from a sheriff's office remains an employee of such

813 office for certain purposes; authorizing the sheriff and school

814 superintendent to determine by agreement the reimbursement or

815 sharing of costs associated with employment of the law

816 enforcement officer as a school safety specialist; requiring

817 district school boards to adopt an active assailant response

818 plan; requiring each district school superintendent and charter

819 school principal to certify by a specified date, and annually

820 thereafter, that all school personnel have received annual

821 training under the plan; requiring that certain policies adopted

822 by school districts include procedures for behavioral threat

823 assessments; requiring threat assessment teams to utilize the

824 behavioral threat assessment instrument and the threat

825 assessment database developed by the office when they become

826 available; requiring threat assessment teams to verify that,

827 upon a student's transfer to a different school, any

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828 intervention services provided to the student remain in place
829 until the team makes a certain determination; requiring district
830 school boards to adopt policies for accurate and timely
831 reporting of school environmental safety incidents; providing
832 penalties for noncompliance with such policies; requiring the
833 State Board of Education to adopt rules establishing
834 requirements for school environmental safety incident reports;
835 amending s. 1006.12, F.S.; requiring district school boards and
836 school district superintendents to partner with security
837 agencies to establish or assign safe-school officers; requiring
838 district school boards to collaborate with charter school
839 governing boards to facilitate access to certain safe-school
840 officer options; expanding the options school districts are
841 authorized to implement; authorizing school districts and
842 charter school governing boards to contract with security
843 agencies to employ school security guards; providing
844 requirements for school security guards; authorizing the
845 Department of Law Enforcement to provide certain entities with
846 specified data relating to psychological evaluations
847 administered to school security guard applicants; providing
848 requirements for contracts between a security agency and a
849 school district or charter school governing board; providing
850 that certain school security guards are in support of school-
851 sanctioned activities and are required to aid in the prevention
852 or abatement of certain incidents; requiring certain school

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853 districts to notify the county sheriff and the Office of Safe
854 Schools after the occurrence of specified events; requiring
855 school districts to assign school resource officers or school
856 safety officers to charter schools under certain circumstances;
857 requiring school districts to retain specified allocation funds
858 for a specified purpose if such officers are assigned; creating
859 s. 1006.122, F.S.; prohibiting district school boards from
860 employing specified individuals as school guardians before a
861 specified date; requiring the Department of Education, or an
862 entity designated by the department, to conduct a study
863 examining the Coach Aaron Feis Guardian Program and provide a
864 report to the Legislature by a specified date; authorizing
865 district school boards to employ specified individuals as school
866 guardians after a specified date under certain circumstances;
867 amending s. 1006.13, F.S.;

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