

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Good offered the following:

Amendment (with title amendment)

Remove lines 139-613 and insert:

or abatement of active assailant incidents, as defined in s. 1006.12(2)(a). The program shall consist of 144 total hours to include:

(a) Eighty hours of commission-certified firearms instruction. Program participants must achieve an 85 percent pass rate on the firearms training.

(b) Sixteen hours of instruction in precision pistol.

(c) Eight hours of discretionary shooting instruction using state-of-the-art simulator exercises.

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14 (d) Eight hours of instruction in active shooter or
15 assailant scenarios.

16 (e) Eight hours of instruction in defensive tactics.

17 (f) Twelve hours of instruction in legal issues.

18 (g) Twelve hours of a certified nationally recognized
19 diversity training program.

20 (2) Skills training may be offered by criminal justice
21 training schools, sheriffs pursuant to s. 30.15, and school
22 districts that are the employing agency for school resource
23 officers pursuant to s. 1006.12.

24 Section 4. Section 1001.212, Florida Statutes, is amended
25 to read:

26 1001.212 Office of Safe Schools.—There is created in the
27 Department of Education the Office of Safe Schools. The office
28 is fully accountable to the Commissioner of Education. The
29 office shall serve as a central repository for best practices,
30 training standards, and compliance oversight in all matters
31 regarding school safety and security, including prevention
32 efforts, intervention efforts, and emergency preparedness
33 planning. The office shall:

34 (1) Administer the Florida Safe Schools Assessment Tool
35 (FSSAT) required by s. 1006.1493 ~~Establish and update as~~
36 ~~necessary a school security risk assessment tool for use by~~
37 ~~school districts pursuant to s. 1006.07(6). The office shall~~

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38 ~~make the security risk assessment tool available for use by~~
39 ~~charter schools.~~

40 (2) Provide ongoing professional development opportunities
41 to school district personnel.

42 (3) Provide a coordinated and interdisciplinary approach
43 to providing technical assistance and guidance to school
44 districts on their implementation of the strategies and
45 activities necessary safety and security and recommendations to
46 address the findings identified as a result of the FSSAT
47 conducted pursuant to s. 1006.07(6). The office may contract
48 with security personnel, consulting engineers, architects, or
49 other safety and security experts that the office deems
50 necessary to provide such assistance and guidance.

51 (4) Develop and implement a School Safety Specialist
52 Training Program for school safety specialists appointed
53 pursuant to s. 1006.07(6). The office shall develop the training
54 program which shall be based on national and state best
55 practices on school safety and security and must include active
56 shooter training. The office shall develop training modules in
57 traditional or online formats. A school safety specialist
58 certificate of completion shall be awarded to a school safety
59 specialist who satisfactorily completes the training required by
60 rules of the office.

61 ~~(5) Review and provide recommendations on the security~~
62 ~~risk assessments. The department may contract with security~~

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63 ~~personnel, consulting engineers, architects, or other safety and~~
64 ~~security experts the department deems necessary for safety and~~
65 ~~security consultant services.~~

66 (5)-(6) Coordinate with the Department of Law Enforcement
67 to provide a centralized integrated data repository and data
68 analytics resources to improve access to timely, complete, and
69 accurate information integrating data from, at a minimum, but
70 not limited to, the following data sources by August 1, 2019
71 ~~December 1, 2018:~~

72 (a) Social media monitoring tool;

73 (b) Department of Children and Families;

74 (c) Department of Law Enforcement;

75 (d) Department of Juvenile Justice;

76 (e) Mobile suspicious activity reporting tool known as
77 FortifyFL;

78 (f) School environment safety incident reports collected
79 under subsection (9); and

80 (g)-(e) Local law enforcement.

81
82 Data that is exempt or confidential and exempt from public
83 records requirements retains its exempt or confidential and
84 exempt status when incorporated into the centralized integrated
85 data repository. To maintain the confidentiality requirements
86 attached to the information provided to the centralized
87 integrated data repository by the various state and local

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88 agencies, data governance and security shall ensure compliance
89 with all applicable state and federal data privacy requirements
90 through the use of user authorization and role-based security,
91 data anonymization and aggregation and auditing capabilities. To
92 maintain the confidentiality requirements attached to the
93 information provided to the centralized integrated data
94 repository by the various state and local agencies, each source
95 agency providing data to the repository shall be the sole
96 custodian of the data for the purpose of any request for
97 inspection or copies thereof under chapter 119. The department
98 shall only allow access to data from the source agencies in
99 accordance with rules adopted by the respective source agencies.

100 (6) Provide data to support the evaluation of mental
101 health services pursuant to s. 1004.44.

102 ~~(7) Data that is exempt or confidential and exempt from~~
103 ~~public records requirements retains its exempt or confidential~~
104 ~~and exempt status when incorporated into the centralized~~
105 ~~integrated data repository.~~

106 ~~(8) To maintain the confidentiality requirements attached~~
107 ~~to the information provided to the centralized integrated data~~
108 ~~repository by the various state and local agencies, data~~
109 ~~governance and security shall ensure compliance with all~~
110 ~~applicable state and federal data privacy requirements through~~
111 ~~the use of user authorization and role-based security, data~~
112 ~~anonymization and aggregation and auditing capabilities.~~

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113 ~~(9) To maintain the confidentiality requirements attached~~
114 ~~to the information provided to the centralized integrated data~~
115 ~~repository by the various state and local agencies, each source~~
116 ~~agency providing data for the repository shall be the sole~~
117 ~~custodian of the data for the purpose of any request for~~
118 ~~inspection or copies thereof under chapter 119. The department~~
119 ~~shall only allow access to data from the source agencies in~~
120 ~~accordance with rules adopted by the respective source agencies.~~

121 ~~(7)-(10) Award grants to schools to improve the safety and~~
122 ~~security of school buildings based upon recommendations of the~~
123 ~~Florida Safe Schools Assessment Tool security risk assessment~~
124 ~~developed pursuant to subsection (1).~~

125 ~~(8)-(11) Disseminate, in consultation with the Department~~
126 ~~of Law Enforcement, to participating schools awareness and~~
127 ~~education materials on the School Safety Awareness Program~~
128 ~~developed pursuant to s. 943.082.~~

129 (9) Collect data through school environment safety
130 incident reports on incidents that occur on school premises, on
131 school transportation, and at off-campus, school-sponsored
132 events, committed by students, nonstudents, or unknown
133 offenders.

134 (10) Define the types of public schools and campuses that
135 are subject to the requirements of ss. 1006.07 and 1006.12.

136 (11) Verify the accuracy of school safety and discipline
137 data reported by school districts and report any violation of

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138 the reporting requirements to the Commissioner of Education for
139 review pursuant to s. 1012.796.

140 Section 5. Paragraphs (b) and (c) of subsection (16) of
141 section 1002.33, Florida Statutes, are amended to read:

142 1002.33 Charter schools.—

143 (16) EXEMPTION FROM STATUTES.—

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

146 1. Section 286.011, relating to public meetings and
147 records, public inspection, and criminal and civil penalties.

148 2. Chapter 119, relating to public records.

149 3. Section 1003.03, relating to the maximum class size,
150 except that the calculation for compliance pursuant to s.
151 1003.03 shall be the average at the school level.

152 4. Section 1006.07(4) and (6)-(9), relating to school
153 safety.

154 ~~5.4.~~ Section 1012.22(1)(c), relating to compensation and
155 salary schedules.

156 ~~6.5.~~ Section 1012.33(5), relating to workforce reductions.

157 ~~7.6.~~ Section 1012.335, relating to contracts with
158 instructional personnel hired on or after July 1, 2011.

159 ~~8.7.~~ Section 1012.34, relating to the substantive
160 requirements for performance evaluations for instructional
161 personnel and school administrators.

162 (c) For purposes of subparagraphs (b) 4.-8. ~~(b) 4.-7.:~~

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163 1. The duties assigned to a district school superintendent
164 apply to charter school administrative personnel, as defined in
165 s. 1012.01(3)(a) and (b), and the charter school governing board
166 shall designate at least one administrative person to be
167 responsible for such duties.

168 2. The duties assigned to a district school board apply to
169 a charter school governing board.

170 3. A charter school may hire instructional personnel and
171 other employees on an at-will basis.

172 4. Notwithstanding any provision to the contrary,
173 instructional personnel and other employees on contract may be
174 suspended or dismissed any time during the term of the contract
175 without cause.

176 Section 6. Subsection (18) is added to section 1002.42,
177 Florida Statutes, to read:

178 1002.42 Private schools.—

179 (18) SCHOOL GUARDIANS.—A private school may employ or
180 contract for the employment of school guardians in accordance
181 with s. 1006.12. Individuals who serve as school guardians are
182 in support of school-sanctioned activities for purposes of s.
183 790.115.

184 Section 7. Subsection (2) of section 1003.25, Florida
185 Statutes, is amended to read:

186 1003.25 Procedures for maintenance and transfer of student
187 records.—

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188 (2) The procedure for transferring and maintaining records
189 of students who transfer from school to school shall be
190 prescribed by rules of the State Board of Education. The
191 intradistrict transfer of records shall occur within 1 school
192 day and the interdistrict transfer of records shall occur within
193 2 school days. The records shall include:

194 (a) Verified reports of serious or recurrent behavior
195 patterns, including threat assessment evaluations and
196 intervention services.

197 (b) Psychological evaluations, including therapeutic
198 treatment plans and therapy or progress notes created or
199 maintained by school district staff.

200 Section 8. Paragraph (b) of subsection (1), paragraph (a)
201 of subsection (4), paragraph (a) of subsection (6), and
202 subsection (7) of section 1006.07, Florida Statutes, are
203 amended, and subsection (9) is added to that section, to read:

204 1006.07 District school board duties relating to student
205 discipline and school safety.—The district school board shall
206 provide for the proper accounting for all students, for the
207 attendance and control of students at school, and for proper
208 attention to health, safety, and other matters relating to the
209 welfare of students, including:

210 (1) CONTROL OF STUDENTS.—

211 (b) Require each student at the time of initial
212 registration for school in the school district to note previous

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213 school expulsions, arrests resulting in a charge, juvenile
214 justice actions, and any corresponding referral ~~referrals~~ to
215 mental health services by the school district ~~the student has~~
216 ~~had~~, and have the authority as the district school board of a
217 receiving school district to honor the final order of expulsion
218 or dismissal of a student by any in-state or out-of-state public
219 district school board or private school, or lab school, for an
220 act which would have been grounds for expulsion according to the
221 receiving district school board's code of student conduct, in
222 accordance with the following procedures:

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

225 2. The expelled student applying for admission to the
226 receiving school district shall be advised of the final order of
227 expulsion.

228 3. The district school superintendent of the receiving
229 school district may recommend to the district school board that
230 the final order of expulsion be waived and the student be
231 admitted to the school district, or that the final order of
232 expulsion be honored and the student not be admitted to the
233 school district. If the student is admitted by the district
234 school board, with or without the recommendation of the district
235 school superintendent, the student may be placed in an
236 appropriate educational program and referred to mental health
237 services identified by the school district pursuant to s.

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238 1012.584(4), when appropriate, at the direction of the district
239 school board.

240 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

241 (a) Formulate and prescribe policies and procedures, in
242 consultation with the appropriate public safety agencies, for
243 emergency drills and for actual emergencies, including, but not
244 limited to, fires, natural disasters, active shooter and hostage
245 situations, and bomb threats, for all students and faculty at
246 all public schools of the district comprised of grades K-12.
247 Drills for active shooter and hostage situations shall be
248 conducted in accordance with requirements of the Office of Safe
249 Schools ~~at least as often as other emergency drills~~. District
250 school board policies shall include commonly used alarm system
251 responses for specific types of emergencies and verification by
252 each school that drills have been provided as required by law
253 and fire protection codes. The emergency response policy shall
254 identify the individuals responsible for contacting the primary
255 emergency response agency and the emergency response agency that
256 is responsible for notifying the school district for each type
257 of emergency.

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

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263 (a) Each district school superintendent shall designate a
264 ~~school administrator as a~~ school safety specialist for the
265 district. The school safety specialist must earn a certificate
266 of completion of the school safety specialist training provided
267 by the Office of Safe Schools within 1 year after appointment
268 and is responsible for the supervision and oversight for all
269 school safety and security personnel, policies, and procedures
270 in the school district. The school safety specialist shall:

271 1. Review school district policies and procedures for
272 compliance with state law and rules, including the district's
273 timely and accurate submission of incidents to the department.

274 2. Provide the necessary training and resources to
275 students and school district staff in matters relating to youth
276 mental health awareness and assistance; emergency procedures,
277 including active shooter training; and school safety and
278 security.

279 3. Serve as the school district liaison with local public
280 safety agencies and national, state, and community agencies and
281 organizations in matters of school safety and security.

282 4. In collaboration with the appropriate public safety
283 agencies, as defined in s. 365.171, annually conduct a school
284 security risk assessment ~~in accordance with s. 1006.1493~~ at each
285 public school using the Florida Safe Schools Assessment Tool
286 ~~school security risk assessment tool~~ developed by the Office of
287 Safe Schools pursuant to s. 1006.1493. Based on the assessment

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288 findings, the district's school safety specialist shall provide
289 recommendations to the district school superintendent and the
290 district school board which identify strategies and activities
291 that the district school board should implement in order to
292 address the findings and improve school safety and security.
293 ~~Annually,~~ Each district school board must receive such findings
294 and the school safety specialist's recommendations at a publicly
295 noticed district school board meeting to provide the public an
296 opportunity to hear the district school board members discuss
297 and take action on the findings and recommendations. Each school
298 safety specialist shall report such findings and school board
299 action to the Office of Safe Schools within 30 days after the
300 district school board meeting.

301 (7) THREAT ASSESSMENT TEAMS.—Each district school board
302 shall adopt policies for the establishment of threat assessment
303 teams at each school whose duties include the coordination of
304 resources and assessment and intervention with individuals whose
305 behavior may pose a threat to the safety of school staff or
306 students consistent with s. 1006.13 and the model policies
307 developed by the Office of Safe Schools. Such policies shall
308 include procedures for conducting threat assessments using the
309 instrument developed by the Office of Safe Schools, providing
310 authorized members of the threat assessment team with access to
311 school-level and district-level data and the data provided
312 pursuant to s. 1001.212(6), and making referrals to mental

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313 health services identified by the school district pursuant to s.
314 1012.584(4), when appropriate.

315 (a) A threat assessment team shall include persons with
316 expertise in counseling, instruction, school administration, and
317 law enforcement. The threat assessment teams shall identify
318 members of the school community to whom threatening behavior
319 should be reported and provide guidance to students, faculty,
320 and staff regarding recognition of threatening or aberrant
321 behavior that may represent a threat to the community, school,
322 or self.

323 (b) Upon a preliminary determination that a student poses
324 a threat of violence or physical harm to himself or herself or
325 others, a threat assessment team shall immediately report its
326 determination to the superintendent or his or her designee. The
327 superintendent or his or her designee shall immediately attempt
328 to notify the student's parent or legal guardian. Nothing in
329 this subsection shall preclude school district personnel from
330 acting immediately to address an imminent threat.

331 (c) Upon a preliminary determination by the threat
332 assessment team that a student poses a threat of violence to
333 himself or herself or others or exhibits significantly
334 disruptive behavior or need for assistance, authorized members
335 of the threat assessment team may obtain criminal history record
336 information pursuant to s. 985.04(1), ~~as provided in s. 985.047.~~
337 A member of a threat assessment team may not disclose any

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338 criminal history record information obtained pursuant to this
339 section or otherwise use any record of an individual beyond the
340 purpose for which such disclosure was made to the threat
341 assessment team.

342 (d) Notwithstanding any other provision of law, all state
343 and local agencies and programs that provide services to
344 students experiencing or at risk of an emotional disturbance or
345 a mental illness, including the school districts, school
346 personnel, state and local law enforcement agencies, the
347 Department of Juvenile Justice, the Department of Children and
348 Families, the Department of Health, the Agency for Health Care
349 Administration, the Agency for Persons with Disabilities, the
350 Department of Education, the Statewide Guardian Ad Litem Office,
351 and any service or support provider contracting with such
352 agencies, may share with each other records or information that
353 are confidential or exempt from disclosure under chapter 119 if
354 the records or information are reasonably necessary to ensure
355 access to appropriate services for the student or to ensure the
356 safety of the student or others. All such state and local
357 agencies and programs shall communicate, collaborate, and
358 coordinate efforts to serve such students.

359 (e) If an immediate mental health or substance abuse
360 crisis is suspected, school personnel shall follow policies
361 established by the threat assessment team to engage behavioral
362 health crisis resources. Behavioral health crisis resources,

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363 including, but not limited to, mobile crisis teams and school
364 resource officers trained in crisis intervention, shall provide
365 emergency intervention and assessment, make recommendations, and
366 refer the student for appropriate services. Onsite school
367 personnel shall report all such situations and actions taken to
368 the threat assessment team, which shall contact the other
369 agencies involved with the student and any known service
370 providers to share information and coordinate any necessary
371 followup actions. Upon the student's transfer to a different
372 school, the threat assessment team shall verify that any
373 intervention services provided to the student remain in place
374 until the threat assessment team of the receiving school
375 independently determines the need for intervention services.

376 (f) Each threat assessment team established pursuant to
377 this subsection shall report quantitative data on its activities
378 to the Office of Safe Schools in a format prescribed by
379 ~~accordance with guidance from~~ the office.

380 (9) MENTAL HEALTH ASSISTANCE.—Provide mental health
381 assistance to students in accordance with the plan submitted
382 pursuant to s. 1011.62(16). Students referred for mental health
383 assistance must be screened or assessed within 45 days after
384 such referral. School-based interventions must begin within 30
385 days after the screening or assessment and continue until the
386 student receives community-based care, when determined to be in
387 the best interests of the student.

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388 Section 9. Subsection (10) is added to section 1006.09,
389 Florida Statutes, to read:

390 1006.09 Duties of school principal relating to student
391 discipline and school safety.—

392 (10) Each school principal shall designate school
393 personnel who may declare an emergency in response to an
394 incident that threatens school safety and the school personnel
395 who must contact the primary emergency response agency in
396 accordance with the emergency response policy of the school
397 district.

398 Section 10. Section 1006.12, Florida Statutes, is amended
399 to read:

400 1006.12 Safe-school officers at each public school.—For the
401 protection and safety of school personnel, property, students,
402 and visitors, each district school board and school district
403 superintendent shall partner with law enforcement agencies to
404 establish or assign one or more safe-school officers at each
405 public school facility within the district by utilizing
406 ~~implementing~~ any combination of the following options which best
407 meets the needs of the school district:

408 ~~(1) Establish school resource officer programs, through a~~
409 ~~cooperative agreement with law enforcement agencies.~~

410 (1)(a) SCHOOL RESOURCE OFFICERS.—

411 (a) School resource officers shall undergo criminal
412 background checks, drug testing, and a psychological evaluation

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413 and be certified law enforcement officers, as defined in s.
414 943.10(1), who are employed by a law enforcement agency as
415 defined in s. 943.10(4) or by a district school board.

416 1. If the officer is employed by the district school
417 board, the district school board is the employing agency for
418 purposes of chapter 943 and must comply with the provisions of
419 that chapter. The officer has and shall exercise the power to
420 make arrests for violations of law on district school board
421 property and to arrest persons, whether on or off such property,
422 who violate any law on such property under the same conditions
423 that deputy sheriffs are authorized to make arrests ~~The powers~~
424 ~~and duties of a law enforcement officer shall continue~~
425 ~~throughout the employee's tenure as a school resource officer.~~

426 2. ~~(b)~~ School resource officers employed by a law
427 enforcement agency shall abide by district school board policies
428 and shall consult with and coordinate activities through the
429 school principal, but shall be responsible to the law
430 enforcement agency in all matters relating to employment,
431 subject to agreements between a district school board and a law
432 enforcement agency. Activities conducted by the school resource
433 officer which are part of the regular instructional program of
434 the school shall be under the direction of the school principal.
435 The powers and duties of a law enforcement officer shall
436 continue throughout the employee's tenure as a school resource
437 officer.

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438 ~~3.(e) School resource officers shall complete mental~~
439 ~~health crisis intervention training using a curriculum developed~~
440 ~~by a national organization with expertise in mental health~~
441 ~~crisis intervention. The training shall improve officers'~~
442 ~~knowledge and skills as first responders to incidents involving~~
443 ~~students with emotional disturbance or mental illness, including~~
444 ~~de-escalation skills to ensure student and officer safety.~~

445 ~~(2) Commission one or more school safety officers for the~~
446 ~~protection and safety of school personnel, property, and~~
447 ~~students within the school district. The district school~~
448 ~~superintendent may recommend, and the district school board may~~
449 ~~appoint, one or more school safety officers.~~

450 ~~(a) School safety officers shall undergo criminal~~
451 ~~background checks, drug testing, and a psychological evaluation~~
452 ~~and be law enforcement officers, as defined in s. 943.10(1),~~
453 ~~certified under the provisions of chapter 943 and employed by~~
454 ~~either a law enforcement agency or by the district school board.~~
455 ~~If the officer is employed by the district school board, the~~
456 ~~district school board is the employing agency for purposes of~~
457 ~~chapter 943, and must comply with the provisions of that~~
458 ~~chapter.~~

459 ~~(b) A school safety officer has and shall exercise the~~
460 ~~power to make arrests for violations of law on district school~~
461 ~~board property and to arrest persons, whether on or off such~~
462 ~~property, who violate any law on such property under the same~~

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463 ~~conditions that deputy sheriffs are authorized to make arrests.~~
464 ~~A school safety officer has the authority to carry weapons when~~
465 ~~performing his or her official duties.~~

466 (b)(e) A district school board or governing board of a
467 charter school may enter into mutual aid agreements with one or
468 more law enforcement agencies as provided in chapter 23. A
469 school resource ~~safety~~ officer's salary may be paid jointly by
470 the district school board or governing board of the charter
471 school and the law enforcement agency, as mutually agreed to.

472 (2)(3) SCHOOL GUARDIANS.-

473 (a) A district school board or governing board of a
474 charter school may establish a Coach Aaron Feis School Guardian
475 Program by employing or contracting for the employment of school
476 guardians to aid in the prevention or abatement of active
477 assailant incidents. For purposes of this section, the term
478 "active assailant incident" means a situation where one or more
479 individuals are actively engaged in killing or attempting to
480 kill people with a firearm on school premises. A school guardian
481 has no authority to act in any law enforcement capacity except
482 to the extent necessary to prevent or abate an active assailant
483 incident. Individuals who serve as school

484 -----
485 -----

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

487 Remove line 33 and insert:

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488 | Coach Aaron Feis School Guardian Program; providing a
489 | definition; providing

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