



183008

LEGISLATIVE ACTION

Senate	.	House
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Floor: 1/AD/2R	.	Floor: C
03/12/2020 07:58 PM	.	03/13/2020 10:07 PM
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Senator Simmons moved the following:

1 **Senate Substitute for Amendment (534296) (with title**
2 **amendment)**

3
4 Delete everything after the enacting clause
5 and insert:

6 Section 1. Subsections (7) and (8) of section 1007.27,
7 Florida Statutes, are amended to read:

8 1007.27 Articulated acceleration mechanisms.—

9 (7) The International Baccalaureate Program shall be the
10 curriculum in which eligible secondary students are enrolled in
11 a program of studies offered through the International



12 Baccalaureate Program administered by the International
13 Baccalaureate Office. The State Board of Education and the Board
14 of Governors shall specify in the statewide articulation
15 agreement required by s. 1007.23(1) the cutoff scores and
16 International Baccalaureate Examinations which will be used to
17 grant postsecondary credit at Florida College System
18 institutions and universities. Any changes to the articulation
19 agreement, which have the effect of raising the required cutoff
20 score or of changing the International Baccalaureate
21 Examinations which will be used to grant postsecondary credit,
22 shall only apply to students taking International Baccalaureate
23 Examinations after such changes are adopted by the State Board
24 of Education and the Board of Governors. ~~Students shall be~~
25 ~~awarded a maximum of 30 semester credit hours pursuant to this~~
26 ~~subsection.~~ The specific course for which a student may receive
27 such credit shall be specified in the statewide articulation
28 agreement required by s. 1007.23(1). Students enrolled pursuant
29 to this subsection shall be exempt from the payment of any fees
30 for administration of the examinations regardless of whether or
31 not the student achieves a passing score on the examination.

32 (8) The Advanced International Certificate of Education
33 Program and the International General Certificate of Secondary
34 Education (pre-AICE) Program shall be the curricula in which
35 eligible secondary students are enrolled in programs of study
36 offered through the Advanced International Certificate of
37 Education Program or the International General Certificate of
38 Secondary Education (pre-AICE) Program administered by the
39 University of Cambridge Local Examinations Syndicate. The State
40 Board of Education and the Board of Governors shall specify in



41 the statewide articulation agreement required by s. 1007.23(1)
42 the cutoff scores and Advanced International Certificate of
43 Education examinations which will be used to grant postsecondary
44 credit at Florida College System institutions and universities.
45 Any changes to the cutoff scores, which changes have the effect
46 of raising the required cutoff score or of changing the Advanced
47 International Certification of Education examinations which will
48 be used to grant postsecondary credit, shall apply to students
49 taking Advanced International Certificate of Education
50 examinations after such changes are adopted by the State Board
51 of Education and the Board of Governors. ~~Students shall be~~
52 ~~awarded a maximum of 30 semester credit hours pursuant to this~~
53 ~~subsection.~~ The specific course for which a student may receive
54 such credit shall be determined by the Florida College System
55 institution or university that accepts the student for
56 admission. Students enrolled in either program of study pursuant
57 to this subsection shall be exempt from the payment of any fees
58 for administration of the examinations regardless of whether the
59 student achieves a passing score on the examination.

60 Section 2. Paragraph (n) of subsection (1), and subsections
61 (11) and (18) of section 1011.62, Florida Statutes, are amended
62 to read:

63 1011.62 Funds for operation of schools.—If the annual
64 allocation from the Florida Education Finance Program to each
65 district for operation of schools is not determined in the
66 annual appropriations act or the substantive bill implementing
67 the annual appropriations act, it shall be determined as
68 follows:

69 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR



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70 OPERATION.—The following procedure shall be followed in
71 determining the annual allocation to each district for
72 operation:

73 (n) *Calculation of additional full-time equivalent*
74 *membership based on college board advanced placement scores of*
75 *students and earning college board advanced placement capstone*
76 *diplomas.*—A value of 0.16 full-time equivalent student
77 membership shall be calculated for each student in each advanced
78 placement course who receives a score of 3 or higher on the
79 College Board Advanced Placement Examination for the prior year
80 and added to the total full-time equivalent student membership
81 in basic programs for grades 9 through 12 in the subsequent
82 fiscal year. A value of 0.3 full-time equivalent student
83 membership shall be calculated for each student who receives a
84 College Board Advanced Placement Capstone Diploma and meets the
85 requirements for a standard high school diploma under s.
86 1003.4282. Such value shall be added to the total full-time
87 equivalent student membership in basic programs for grades 9
88 through 12 in the subsequent fiscal year. Each district must
89 allocate at least 80 percent of the funds provided to the
90 district for advanced placement instruction, in accordance with
91 this paragraph, to the high school that generates the funds. The
92 school district shall distribute to each classroom teacher who
93 provided advanced placement instruction:

94 1. A bonus in the amount of \$50 for each student taught by
95 the Advanced Placement teacher in each advanced placement course
96 who receives a score of 3 or higher on the College Board
97 Advanced Placement Examination.

98 2. An additional bonus of \$500 to each Advanced Placement



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99 teacher in a school designated with a grade of "D" or "F" who
100 has at least one student scoring 3 or higher on the College
101 Board Advanced Placement Examination, regardless of the number
102 of classes taught or of the number of students scoring a 3 or
103 higher on the College Board Advanced Placement Examination.
104

105 Bonuses awarded under this paragraph shall be in addition to any
106 regular wage or other bonus the teacher received or is scheduled
107 to receive. For such courses, the teacher shall earn an
108 additional bonus of \$50 for each student who has a qualifying
109 score.

110 (11) VIRTUAL EDUCATION CONTRIBUTION.—The Legislature may
111 annually provide in the Florida Education Finance Program a
112 virtual education contribution. The amount of the virtual
113 education contribution shall be the difference between the
114 amount per FTE established in the General Appropriations Act for
115 virtual education and the amount per FTE for each district and
116 the Florida Virtual School, which may be calculated by taking
117 the sum of the base FEFP allocation, the discretionary local
118 effort, the state-funded discretionary contribution, the
119 discretionary millage compression supplement, the research-based
120 reading instruction allocation, the teacher salary increase
121 allocation ~~best and brightest teacher and principal allocation~~,
122 and the instructional materials allocation, and then dividing by
123 the total unweighted FTE. This difference shall be multiplied by
124 the virtual education unweighted FTE for programs and options
125 identified in s. 1002.455 and the Florida Virtual School and its
126 franchises to equal the virtual education contribution and shall
127 be included as a separate allocation in the funding formula.



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128 (18) TEACHER SALARY INCREASE ALLOCATION.—The Legislature
129 may annually provide in the Florida Education Finance Program a
130 teacher salary increase allocation to assist school districts in
131 their recruitment and retention of classroom teachers and other
132 instructional personnel. The amount of the allocation shall be
133 specified in the General Appropriations Act.

134 (a) Each school district shall receive an allocation based
135 on the school district's proportionate share of the base FEFP
136 allocation. Each school district shall provide each charter
137 school within its district its proportionate share calculated
138 pursuant to s. 1002.33(17)(b).

139 (b) Allocation funds are restricted in use as follows:

140 1. Each school district and charter school shall use its
141 share of the allocation to increase the minimum base salary for
142 full-time classroom teachers, as defined in s. 1012.01(2)(a),
143 plus certified prekindergarten teachers funded in the Florida
144 Education Finance Program, to at least \$47,500, or to the
145 maximum amount achievable based on the allocation and as
146 specified in the General Appropriations Act. The term "minimum
147 base salary" means the lowest annual base salary reported on the
148 salary schedule for a full-time classroom teacher. No full-time
149 classroom teacher shall receive a salary less than the minimum
150 base salary as adjusted by this subparagraph. This subparagraph
151 does not apply to substitute teachers.

152 2. In addition, each school district shall use its share of
153 the allocation to provide salary increases, as funding permits,
154 for the following personnel:

155 a. Full-time classroom teachers, as defined in s.
156 1012.01(2)(a), plus certified prekindergarten teachers funded in



157 the Florida Education Finance Program, who did not receive an
158 increase or who received an increase of less than two percent
159 under subparagraph 1. or as specified in the General
160 Appropriations Act. This subparagraph does not apply to
161 substitute teachers.

162 b. Other full-time instructional personnel as defined in s.
163 1012.01(2)(b)-(d).

164 3. A school district or charter school may use funds
165 available after the requirements of subparagraph 1. are met to
166 provide salary increases pursuant to subparagraph 2.

167 4. A school district or charter school shall maintain the
168 minimum base salary achieved for classroom teachers provided
169 under subparagraph 1. and may not reduce the salary increases
170 provided under subparagraph 2. in any subsequent fiscal year,
171 unless specifically authorized in the General Appropriations
172 Act.

173 (c) Before distributing allocation funds received pursuant
174 to paragraph (a), each school district and each charter school
175 shall develop a salary distribution plan that clearly delineates
176 the planned distribution of funds pursuant to paragraph (b) in
177 accordance with modified salary schedules, as necessary, for the
178 implementation of this subsection.

179 1. Each school district superintendent and each charter
180 school administrator must submit its proposed salary
181 distribution plan to the district school board or the charter
182 school governing body, as appropriate, for approval.

183 2. Each school district shall submit the approved district
184 salary distribution plan, along with the approved salary
185 distribution plan for each charter school in the district, to



186 the department by October 1 of each fiscal year.

187 (d) In a format specified by the department, provide as
188 follows:

189 1. By December 1, each school district shall provide a
190 preliminary report to the department that includes a detailed
191 summary explaining the school district's planned expenditure of
192 the entire allocation for the district received pursuant to
193 paragraph (a), the amount of the increase to the minimum base
194 salary for classroom teachers pursuant to paragraph (b), and the
195 school district's salary schedule for the prior fiscal year and
196 the fiscal year in which the base salary is increased. Each
197 charter school governing board shall submit the information
198 required under this subparagraph to the district school board
199 for inclusion in the school district's preliminary report to the
200 department.

201 2. By February 1, the department shall submit to the
202 Governor, President of the Senate, and the Speaker of the House,
203 a statewide report on the planned expenditure of the teacher
204 salary increase allocation, which includes the detailed summary
205 provided by each school district and charter school.

206 3. By August 1, each school district shall provide a final
207 report to the department with the information required in
208 subparagraph 1. for the prior fiscal year. Each charter school
209 governing board shall submit the information required under this
210 subparagraph to the district school board for inclusion in the
211 school district's final report to the department.

212 (e) Although district school boards and charter school
213 governing boards are not precluded from bargaining over wages,
214 the teacher salary increase allocation must be used solely to



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215 comply with the requirements of this section. A district school
216 board or charter school governing board that is unable to meet
217 the reporting requirements specified in paragraphs (c) or (d)
218 due to a collective bargaining impasse must provide written
219 notification to department or district school board, as
220 applicable, detailing the reasons for the impasse with a
221 proposed timeline and details for a resolution.

222 (f) Notwithstanding any other provision of law, funds
223 allocated under this subsection shall not be included in the
224 calculated amount for any scholarship awarded under chapter
225 1002.

226 ~~THE FLORIDA BEST AND BRIGHTEST TEACHER AND PRINCIPAL~~
227 ~~ALLOCATION.—~~

228 ~~(a) The Florida Best and Brightest Teacher and Principal~~
229 ~~Allocation is created to recruit, retain, and recognize~~
230 ~~classroom teachers and instructional personnel who meet the~~
231 ~~criteria established in s. 1012.731 and reward principals who~~
232 ~~meet the criteria established in s. 1012.732. Subject to annual~~
233 ~~appropriation, each school district shall receive an allocation~~
234 ~~based on the district's proportionate share of FEFP base~~
235 ~~funding. The Legislature may specify a minimum allocation for~~
236 ~~all districts in the General Appropriations Act.~~

237 ~~(b) From the allocation, each district shall provide the~~
238 ~~following:~~

239 ~~1. A one-time recruitment award, as provided in s.~~
240 ~~1012.731(3)(a);~~

241 ~~2. A retention award, as provided in s. 1012.731(3)(b); and~~

242 ~~3. A recognition award, as provided in s. 1012.731(3)(c)~~
243 ~~from the remaining balance of the appropriation after the~~



244 ~~payment of all other awards authorized under ss. 1012.731 and~~
245 ~~1012.732.~~

246 ~~(c) From the allocation, each district shall provide~~
247 ~~eligible principals an award as provided in s. 1012.732(3).~~

248
249 ~~If a district's calculated awards exceed the allocation,~~
250 ~~the district may prorate the awards.~~

251 Section 3. Section 1012.731, Florida Statutes, is repealed.

252 Section 4. Section 1012.732, Florida Statutes, is repealed.

253 Section 5. Effective upon becoming law, subsection (5) is
254 added to section 1006.33, Florida Statutes, to read:

255 1006.33 Bids or proposals; advertisement and its contents.-

256 (5) Notwithstanding the requirements of this section and
257 rules adopted to implement this section, for the 2020 adoption
258 cycle, the department may establish timeframes for the
259 advertisement and submission of bids for instructional
260 materials. This subsection expires July 1, 2022.

261 Section 6. Except as otherwise provided in this act and
262 except for this section, which shall take effect upon becoming a
263 law, this act shall take effect July 1, 2020.

264
265

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

267 And the title is amended as follows:

268 Delete everything before the enacting clause
269 and insert:

270 A bill to be entitled
271 An act relating to funds for the operation of schools;
272 amending s. 1007.27, F.S.; removing a limitation on



273 the number of semester credit hours a student may be
274 awarded in certain programs; amending s. 1011.62,
275 F.S.; revising the annual allocation to school
276 districts to include an additional calculation of
277 full-time equivalent membership for students who earn
278 a College Board Advanced Placement Capstone Diploma
279 beginning in a specified fiscal year; conforming
280 provision to changes made by the act; creating the
281 teacher salary increase allocation; providing that
282 each school district shall receive the teacher salary
283 allocation based on a certain calculation; providing
284 restrictions on the use of funds from the teacher
285 salary allocation; defining the term, "minimum base
286 salary"; providing funding priority for certain
287 instructional personnel; prohibiting a school district
288 or charter school from reducing the base minimum
289 salary; providing an exception; providing that each
290 school district and charter school must submit a
291 proposed salary distribution plan for approval to the
292 district school board or charter school governing
293 body, as applicable; providing that each school
294 district and charter school governing body shall
295 submit a preliminary report of the distribution plans
296 to the Department of Education by a certain date;
297 requiring that final reports must be filed by a
298 certain date; providing the department must submit a
299 report that contains specified information to the
300 Governor, the President of the Senate, and the Speaker
301 of the House of Representatives by a certain date;



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302 requiring a district school board or a charter school
303 governing board that is unable to meet reporting
304 requirements to provide written notification to the
305 department or a district school board, as applicable,
306 and requiring the notification to include specified
307 information; prohibiting funds from being included in
308 the calculated amount for specified scholarships;
309 deleting the Florida Best and Brightest Allocation;
310 repealing s. 1012.731, F.S., relating to the Florida
311 Best and Brightest Teacher Program; repealing s.
312 1012.732, F.S., relating to the Florida Best and
313 Brightest Principal Program; amending s. 1006.33,
314 F.S.; providing the department may establish
315 timeframes for the advertisement and submission of
316 bids for instructional materials for the 2020 adoption
317 cycle; providing an expiration date; providing
318 effective dates.
319