

1 A bill to be entitled
2 An act relating to education; amending s. 1004.04,
3 F.S.; revising student requirements for entrance into
4 certain teacher preparation programs; deleting
5 authorization for a teacher preparation program to
6 waive such requirements for certain students; amending
7 s. 1012.585, F.S.; providing limitations for inservice
8 points a teacher may earn for certain mandatory
9 training topics; amending s. 1012.98, F.S.; requiring
10 district school boards to calculate an amount of
11 specified funds for use by teachers for professional
12 development; requiring the Department of Education to
13 identify specified professional development
14 opportunities; amending s. 1013.44, F.S.; prohibiting
15 costs associated with certain solar energy systems
16 from being included in certain cost per student
17 station limitations; amending s. 1002.33, F.S.;
18 revising the student populations for which a charter
19 school is authorized to limit the enrollment process;
20 amending s. 1007.271, F.S.; prohibiting recreation and
21 leisure studies courses from inclusion in dual
22 enrollment programs; revising provisions for
23 exceptions to grade point average requirements for
24 dual enrollment programs; prohibiting district school
25 boards and Florida College System institutions from

26 | limiting participation in dual enrollment programs;
27 | providing an exemption; revising specified dates
28 | relating to certain agreements; requiring district
29 | school boards to inform students and parents of
30 | specified information; requiring a school to have a
31 | specified form on file before enrolling a student in a
32 | dual enrollment course; providing requirements for
33 | such form; revising grade point average requirements
34 | for home education students; requiring, rather than
35 | authorizing, instructional materials to be made
36 | available to certain dual enrollment students free of
37 | charge; revising the requirements for articulation
38 | agreements; requiring private school articulation
39 | agreements to prohibit certain costs from being passed
40 | along to private school students or private schools;
41 | requiring the State Board of Education to adopt rules
42 | and the Board of Governors to adopt regulations for
43 | specified purposes; amending s. 1007.273, F.S.;
44 | changing the term "collegiate high school program" to
45 | "early college program"; defining the term "early
46 | college program"; requiring early college programs to
47 | prioritize certain courses; revising provisions
48 | relating to student performance contracts for students
49 | participating in early college programs; authorizing
50 | charter schools to execute contracts to establish an

51 early college program with specified institutions;
52 requiring the commissioner to annually report the
53 status of early college programs to the Governor and
54 the Legislature by a specified date; amending s.
55 1011.62, F.S.; providing funding calculations for
56 certain students enrolled in specified programs;
57 providing requirements for such calculations; revising
58 the annual allocation to school districts to include
59 an additional calculation of full-time equivalent
60 membership for students who earn a College Board
61 Advanced Placement Capstone Diploma beginning in a
62 specified fiscal year; amending s. 1001.10, F.S.;
63 requiring the Department of Education to maintain an
64 ineligible list of certain persons; providing for the
65 removal of a person from a specified list under
66 certain circumstances; requiring the State Board of
67 Education to adopt rules; requiring the department to
68 provide access to specified information to certain
69 staff for specified purposes; amending s. 1012.31,
70 requiring certain persons to execute and maintain an
71 affidavit of separation form for specified purposes;
72 providing requirements for such affidavit; requiring
73 specified affidavit be provided for certain employment
74 history checks; amending s. 1012.796, F.S.; requiring
75 the commissioner to make a determination of probable

76 | cause within a specified timeframe for complaints
77 | relating to sexual misconduct with a student;
78 | providing for such timeframe to be held in abeyance
79 | under certain circumstances; requiring the
80 | commissioner to remove certain suspended personnel or
81 | administrators from certain positions under specified
82 | circumstances; requiring a district school
83 | superintendent to immediately suspend certain
84 | individuals and take specified action as a results of
85 | alleged misconduct; providing a timeframe for
86 | specified investigations; providing timeframe for
87 | administrative suspension; amending s. 1008.34, F.S.;
88 | revising the components on which a school's grade is
89 | based; amending 1006.20, F.S.; requiring the Florida
90 | High School Athletic Association (FHSAA) to allow
91 | certain schools and home education cooperatives to
92 | maintain full membership in the association or join by
93 | sport; requiring the FHSAA to allow public schools to
94 | join other athletic associations; prohibiting the
95 | FHSAA from taking retributory or discriminatory
96 | actions against member schools that join other
97 | athletic associations; requiring the Florida High
98 | School Athletic Association (FHSAA) to adopt bylaws
99 | requiring certain governing boards to approve the
100 | employment and continued employment of certain

101 individuals; requiring the FHSAA to adopt bylaws or
 102 policies; requiring that 30 seconds be set aside for
 103 opening remarks at the beginning of all athletic
 104 events; prohibiting the association from controlling,
 105 monitoring, or reviewing the content of the opening
 106 remarks; requiring an announcement before the remarks
 107 that the association does not endorse the views or
 108 opinions presented; requiring the Commissioner of
 109 Education to submit a report to specified entities by
 110 December 1, 2020, on the feasibility of implementing a
 111 certain program; amending s. 1002.391, F.S.; revising
 112 the definition for the term "auditory-oral education
 113 program"; requiring certain individual educational
 114 plan teams and individualized family support plan
 115 teams to include a specified specialist; providing
 116 effective dates.

117

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

119

120 Section 1. Paragraph (b) of subsection (3) of section
 121 1004.04, Florida Statutes, is amended to read:

122 1004.04 Public accountability and state approval for
 123 teacher preparation programs.—

124 (3) INITIAL STATE PROGRAM APPROVAL.—

125 (b) Each teacher preparation program approved by the

126 Department of Education, as provided for by this section, shall
127 require students, at a minimum, to ~~meet, at a minimum,~~ the
128 ~~following as prerequisites for admission into the program:~~

129 1. Have a grade point average of at least 2.5 on a 4.0
130 scale for the general education component of undergraduate
131 studies or have completed the requirements for a baccalaureate
132 degree with a minimum grade point average of 2.5 on a 4.0 scale
133 from any college or university accredited by a regional
134 accrediting association as defined by State Board of Education
135 rule or any college or university otherwise approved pursuant to
136 State Board of Education rule.

137 2. Demonstrate mastery of general knowledge ~~sufficient for~~
138 ~~entry into the program,~~ including the ability to read, write,
139 and perform in mathematics, by passing the General Knowledge
140 Test of the Florida Teacher Certification Examination or, for a
141 graduate level program, obtain a baccalaureate degree from an
142 institution that is accredited or approved pursuant to the rules
143 of the State Board of Education.

144
145 ~~Each teacher preparation program may waive these admissions~~
146 ~~requirements for up to 10 percent of the students admitted.~~
147 ~~Programs shall implement strategies to ensure that students~~
148 ~~admitted under a waiver receive assistance to demonstrate~~
149 ~~competencies to successfully meet requirements for certification~~
150 ~~and shall annually report to the Department of Education the~~

151 ~~status of each candidate admitted under such a waiver.~~

152 Section 2. Paragraph (g) is added to subsection (3) of
153 section 1012.585, Florida Statutes, to read:

154 1012.585 Process for renewal of professional
155 certificates.—

156 (3) For the renewal of a professional certificate, the
157 following requirements must be met:

158 (g) A teacher may earn inservice points only once during
159 each 5-year validity period for any mandatory training topic
160 that is not linked to student learning or professional growth.

161 Section 3. Subsection (5) of section 1012.98, Florida
162 Statutes, is amended to read:

163 1012.98 School Community Professional Development Act.—

164 (5) Each district school board shall provide funding for
165 the professional development system as required by s. 1011.62
166 and the General Appropriations Act, and shall direct
167 expenditures from other funding sources to continuously
168 strengthen the system in order to increase student achievement
169 and support instructional staff in enhancing rigor and relevance
170 in the classroom. Each district school board shall calculate a
171 proportionate share of professional development funds for each
172 teacher and allow each teacher to use at least 25 percent of the
173 proportionate share of Instructional Staff Training Services on
174 professional development that addresses the academic needs of
175 students or an identified area of professional growth for the

176 teacher. The department shall identify professional development
177 opportunities that require the teacher to demonstrate
178 proficiency in a specific classroom practice. A school district
179 may coordinate its professional development program with that of
180 another district, with an educational consortium, or with a
181 Florida College System institution or university, especially in
182 preparing and educating personnel. Each district school board
183 shall make available inservice activities to instructional
184 personnel of nonpublic schools in the district and the state
185 certified teachers who are not employed by the district school
186 board on a fee basis not to exceed the cost of the activity per
187 all participants.

188 Section 4. Subsection (4) is added to section 1013.44,
189 Florida Statutes, to read:

190 1013.44 Low-energy use design; solar energy systems;
191 swimming pool heaters.—

192 (4) Any costs associated with a solar energy system that
193 is located on the property of an educational facility may not be
194 included in the total cost per student station limitations on
195 new construction established in s. 1013.64(6)(b).

196 Section 5. Paragraph (e) of subsection (10) of section
197 1002.33, Florida Statutes, is amended to read:

198 1002.33 Charter schools.—

199 (10) ELIGIBLE STUDENTS.—

200 (e) A charter school may limit the enrollment process only

201 to target the following student populations:

202 1. Students within specific age groups or grade levels.

203 2. Students considered at risk of dropping out of school
 204 or academic failure. Such students shall include exceptional
 205 education students.

206 3. Students enrolling in a charter school-in-the-workplace
 207 or charter school-in-a-municipality established pursuant to
 208 subsection (15).

209 4. Students residing within a reasonable distance of the
 210 charter school, as described in paragraph (20)(c). Such students
 211 shall be subject to a random lottery and to the racial/ethnic
 212 balance provisions described in subparagraph (7)(a)8. or any
 213 federal provisions that require a school to achieve a
 214 racial/ethnic balance reflective of the community it serves or
 215 within the racial/ethnic range of other nearby public schools ~~in~~
 216 ~~the same school district.~~

217 5. Students who meet reasonable academic, artistic, or
 218 other eligibility standards established by the charter school
 219 and included in the charter school application and charter or,
 220 in the case of existing charter schools, standards that are
 221 consistent with the school's mission and purpose. Such standards
 222 shall be in accordance with current state law and practice in
 223 public schools and may not discriminate against otherwise
 224 qualified individuals.

225 6. Students articulating from one charter school to

226 another pursuant to an articulation agreement between the
 227 charter schools that has been approved by the sponsor.

228 7. Students living in a development in which a developer,
 229 including any affiliated business entity or charitable
 230 foundation, contributes to the formation, acquisition,
 231 construction, or operation of one or more charter schools or
 232 charter ~~provides the school facilities facility~~ and related
 233 property in an amount equal to or having a total an appraised
 234 value of at least \$5 million to be used as a charter schools
 235 ~~school~~ to mitigate the educational impact created by the
 236 development of new residential dwelling units. Students living
 237 in the development are ~~shall be~~ entitled to ~~no more than~~ 50
 238 percent of the student stations in the charter schools ~~school~~.
 239 The students who are eligible for enrollment are subject to a
 240 random lottery, the racial/ethnic balance provisions, or any
 241 federal provisions, as described in subparagraph 4. The
 242 remainder of the student stations must ~~shall~~ be filled in
 243 accordance with subparagraph 4.

244 Section 6. Subsections (5) through (11) of section
 245 1007.271, Florida Statutes, are renumbered as subsections (6)
 246 through (12), respectively, subsections (1) through (4), present
 247 subsections (5) through (12), and subsections (13), (14), (17),
 248 (21), (23), and (24) are amended, and a new subsection (5) and
 249 subsections (26) and (27) are added to that section, to read:

250 1007.271 Dual enrollment programs.—

251 (1) The dual enrollment program is the enrollment of an
252 eligible secondary student ~~or home education student~~ in a
253 postsecondary course creditable toward high school completion
254 and a career certificate or an associate or baccalaureate
255 degree. A student who is enrolled in postsecondary instruction
256 that is not creditable toward a high school diploma may not be
257 classified as a dual enrollment student.

258 (2) For the purpose of this section, an eligible secondary
259 student is a student who is enrolled in any of grades 6 through
260 12 in a Florida public school or in a Florida private school
261 that is in compliance with s. 1002.42(2) and provides a
262 secondary curriculum pursuant to s. 1003.4282, or who is
263 enrolled in a home education program pursuant to s. 1002.41.

264 Students who are eligible for dual enrollment pursuant to this
265 section may enroll in dual enrollment courses conducted during
266 school hours, after school hours, and during the summer term.
267 However, if the student is projected to graduate from high
268 school before the scheduled completion date of a postsecondary
269 course, the student may not register for that course through
270 dual enrollment. The student may apply to the postsecondary
271 institution and pay the required registration, tuition, and fees
272 if the student meets the postsecondary institution's admissions
273 requirements under s. 1007.263. Instructional time for dual
274 enrollment may vary from 900 hours; however, the full-time
275 equivalent student membership value shall be subject to the

276 provisions in s. 1011.61(4). A student enrolled as a dual
277 enrollment student is exempt from the payment of registration,
278 tuition, and laboratory fees. Applied academics for adult
279 education instruction, developmental education, and other forms
280 of precollegiate instruction, as well as recreation and leisure
281 studies courses and physical education courses that focus on the
282 physical execution of a skill rather than the intellectual
283 attributes of the activity, are ineligible for inclusion in the
284 dual enrollment program. ~~Recreation and leisure studies courses~~
285 ~~shall be evaluated individually in the same manner as physical~~
286 ~~education courses for potential inclusion in the program.~~

287 (3) (a) ~~Student eligibility requirements~~ For initial
288 enrollment in college credit dual enrollment courses, a student
289 must achieve ~~include~~ a 3.0 unweighted high school grade point
290 average and the minimum score on a common placement test adopted
291 by the State Board of Education which indicates that the student
292 is ready for college-level coursework. ~~Student eligibility~~
293 ~~requirements~~ For continued enrollment in college credit dual
294 enrollment courses, a student must maintain a minimum ~~include~~
295 ~~the maintenance~~ of a 3.0 unweighted high school grade point
296 average and the minimum postsecondary grade point average
297 established by the postsecondary institution. Regardless of
298 meeting student eligibility requirements for continued
299 enrollment, a student may lose the opportunity to participate in
300 a dual enrollment course if the student is disruptive to the

301 learning process such that the progress of other students or the
302 efficient administration of the course is hindered. Student
303 eligibility requirements for initial and continued enrollment in
304 career certificate dual enrollment courses must include a 2.0
305 unweighted high school grade point average.

306 (b) An exception ~~Exceptions~~ to the required grade point
307 average averages may be granted on an individual student basis.
308 An exception to the required grade point average for college
309 credit dual enrollment may be established for students who
310 achieve higher scores than the established minimum on the common
311 placement test adopted by the State Board of Education. Any
312 exception to the required grade point average for college credit
313 dual enrollment must be specified in ~~if the educational entities~~
314 ~~agree and the terms of the agreement are contained within the~~
315 dual enrollment articulation agreement established pursuant to
316 subsection (21). Florida College System institution boards of
317 trustees may establish additional initial student eligibility
318 requirements, which shall be included in the dual enrollment
319 articulation agreement, to ensure student readiness for
320 postsecondary instruction. Additional requirements included in
321 the agreement may not arbitrarily prohibit students who have
322 demonstrated the ability to master advanced courses from
323 participating in dual enrollment courses or limit the number of
324 dual enrollment courses in which a student may enroll based
325 solely upon enrollment by the student at an independent

326 postsecondary institution.

327 (4) District school boards may not refuse to enter into a
328 dual enrollment articulation agreement with a local Florida
329 College System institution if that Florida College System
330 institution has the capacity to offer dual enrollment courses.

331 (5) A district school board or Florida College System
332 institution may not deny a student who has met the state
333 eligibility requirements from participating in dual enrollment
334 unless the institution documents that it does not have the
335 capacity to accommodate all eligible students seeking to
336 participate in the dual enrollment program. If the institution
337 documents that it does not have the capacity to accommodate all
338 eligible students, participation must be based on a first-come,
339 first-served basis.

340 (6)~~(5)~~(a) Each faculty member providing instruction in
341 college credit dual enrollment courses must:

342 1. Meet the qualifications required by the entity
343 accrediting the postsecondary institution offering the course.
344 The qualifications apply to all faculty members regardless of
345 the location of instruction. The postsecondary institution
346 offering the course must require compliance with these
347 qualifications.

348 2. Provide the institution offering the dual enrollment
349 course a copy of his or her postsecondary transcript.

350 3. Provide a copy of the current syllabus for each course

351 | taught to the discipline chair or department chair of the
352 | postsecondary institution before the start of each term. The
353 | content of each syllabus must meet the same standards required
354 | for all college-level courses offered by that postsecondary
355 | institution.

356 | 4. Adhere to the professional rules, guidelines, and
357 | expectations stated in the postsecondary institution's faculty
358 | or adjunct faculty handbook. Any exceptions must be included in
359 | the dual enrollment articulation agreement.

360 | 5. Adhere to the rules, guidelines, and expectations
361 | stated in the postsecondary institution's student handbook which
362 | apply to faculty members. Any exceptions must be noted in the
363 | dual enrollment articulation agreement.

364 | (b) Each president, or designee, of a postsecondary
365 | institution offering a college credit dual enrollment course
366 | must:

367 | 1. Provide a copy of the institution's current faculty or
368 | adjunct faculty handbook to all faculty members teaching a dual
369 | enrollment course.

370 | 2. Provide to all faculty members teaching a dual
371 | enrollment course a copy of the institution's current student
372 | handbook, which may include, but is not limited to, information
373 | on registration policies, the student code of conduct, grading
374 | policies, and critical dates.

375 | 3. Designate an individual or individuals to observe all

376 faculty members teaching a dual enrollment course, regardless of
377 the location of instruction.

378 4. Use the same criteria to evaluate faculty members
379 teaching a dual enrollment course as the criteria used to
380 evaluate all other faculty members.

381 5. Provide course plans and objectives to all faculty
382 members teaching a dual enrollment course.

383 (7)~~(6)~~ The following curriculum standards apply to college
384 credit dual enrollment:

385 (a) Dual enrollment courses taught on the high school
386 campus must meet the same competencies required for courses
387 taught on the postsecondary institution campus. To ensure
388 equivalent rigor with courses taught on the postsecondary
389 institution campus, the postsecondary institution offering the
390 course is responsible for providing in a timely manner a
391 comprehensive, cumulative end-of-course assessment or a series
392 of assessments of all expected learning outcomes to the faculty
393 member teaching the course. Completed, scored assessments must
394 be returned to the postsecondary institution and held for 1
395 year.

396 (b) Instructional materials used in dual enrollment
397 courses must be the same as or comparable to those used in
398 courses offered by the postsecondary institution with the same
399 course prefix and number. The postsecondary institution must
400 advise the school district of instructional materials

401 requirements as soon as that information becomes available but
402 no later than one term before a course is offered.

403 (c) Course requirements, such as tests, papers, or other
404 assignments, for dual enrollment students must be at the same
405 level of rigor or depth as those for all nondual enrollment
406 postsecondary students. All faculty members teaching dual
407 enrollment courses must observe the procedures and deadlines of
408 the postsecondary institution for the submission of grades. A
409 postsecondary institution must advise each faculty member
410 teaching a dual enrollment course of the institution's grading
411 guidelines before the faculty member begins teaching the course.

412 (d) Dual enrollment courses taught on a high school campus
413 may not be combined with any noncollege credit high school
414 course.

415 (8)~~(7)~~ Career dual enrollment shall be provided as a
416 curricular option for secondary students to pursue in order to
417 earn industry certifications adopted pursuant to s. 1008.44,
418 which count as credits toward the high school diploma. Career
419 dual enrollment shall be available for secondary students
420 seeking a degree and industry certification through a career
421 education program or course. Each career center established
422 under s. 1001.44 shall enter into an agreement with each high
423 school in any school district it serves. Beginning with the
424 2019-2020 school year, the agreement must be completed annually
425 and submitted by the career center to the Department of

426 Education by October ~~August~~ 1. The agreement must:

427 (a) Identify the courses and programs that are available
428 to students through career dual enrollment and the clock hour
429 credits that students will earn upon completion of each course
430 and program.

431 (b) Delineate the high school credit earned for the
432 completion of each career dual enrollment course.

433 (c) Identify any college credit articulation agreements
434 associated with each clock hour program.

435 (d) Describe how students and their parents will be
436 informed of career dual enrollment opportunities and related
437 workforce demand, how students can apply to participate in a
438 career dual enrollment program and register for courses through
439 his or her high school, and the postsecondary career education
440 expectations for participating students.

441 (e) Establish any additional eligibility requirements for
442 participation and a process for determining eligibility and
443 monitoring the progress of participating students.

444 (f) Delineate costs incurred by each entity and determine
445 how transportation will be provided for students who are unable
446 to provide their own transportation.

447 (9) ~~(8)~~ Each district school board shall inform all
448 secondary students and their parents of dual enrollment as an
449 educational option and mechanism for acceleration. Students and
450 their parents shall be informed of student eligibility

451 requirements, the option for taking dual enrollment courses
452 beyond the regular school year, and the minimum academic credits
453 required for graduation. In addition, students and their parents
454 shall be informed that dual enrollment course grades are
455 included in the student's college grade point average, become a
456 part of the student's permanent academic record, and may affect
457 the student's future financial aid eligibility. A school may not
458 enroll a student in a dual enrollment course without an
459 acknowledgment form on file, which must be signed by both the
460 student and the student's parent, indicating they have been
461 informed of the dual enrollment educational option and its
462 provisions. District school boards shall annually assess the
463 demand for dual enrollment and provide that information to each
464 partnering postsecondary institution. Alternative grade
465 calculation, weighting systems, and information regarding
466 student education options that discriminate against dual
467 enrollment courses are prohibited.

468 (10)-(9) The Commissioner of Education shall appoint
469 faculty committees representing public school, Florida College
470 System institution, and university faculties to identify
471 postsecondary courses that meet the high school graduation
472 requirements of s. 1003.4282 and to establish the number of
473 postsecondary semester credit hours of instruction and
474 equivalent high school credits earned through dual enrollment
475 pursuant to this section that are necessary to meet high school

476 graduation requirements. Such equivalencies shall be determined
477 solely on comparable course content and not on seat time
478 traditionally allocated to such courses in high school. The
479 Commissioner of Education shall recommend to the State Board of
480 Education those postsecondary courses identified to meet high
481 school graduation requirements, based on mastery of course
482 outcomes, by their course numbers, and all high schools shall
483 accept these postsecondary education courses toward meeting the
484 requirements of s. 1003.4282.

485 (11)~~(10)~~ Early admission is a form of dual enrollment
486 through which eligible secondary students enroll in a
487 postsecondary institution on a full-time basis in courses that
488 are creditable toward the high school diploma and the associate
489 or baccalaureate degree. A student must enroll in a minimum of
490 12 college credit hours per semester or the equivalent to
491 participate in the early admission program; however, a student
492 may not be required to enroll in more than 15 college credit
493 hours per semester or the equivalent. Students enrolled pursuant
494 to this subsection are exempt from the payment of registration,
495 tuition, and laboratory fees.

496 (12)~~(11)~~ Career early admission is a form of career dual
497 enrollment through which eligible secondary students enroll full
498 time in a career center or a Florida College System institution
499 in postsecondary programs leading to industry certifications, as
500 listed in the CAPE Postsecondary Industry Certification Funding

501 List pursuant to s. 1008.44, which are creditable toward the
502 high school diploma and the certificate or associate degree.
503 Participation in the career early admission program is limited
504 to students who have completed a minimum of 4 semesters of full-
505 time secondary enrollment, including studies undertaken in the
506 ninth grade. Students enrolled pursuant to this section are
507 exempt from the payment of registration, tuition, and laboratory
508 fees.

509 ~~(12) The State Board of Education shall adopt rules for~~
510 ~~any dual enrollment programs involving requirements for high~~
511 ~~school graduation.~~

512 (13) (a) The dual enrollment program for a home education
513 student, including, but not limited to, students with
514 disabilities, consists of the enrollment of an eligible home
515 education secondary student in a postsecondary course creditable
516 toward an associate degree, a career certificate, or a
517 baccalaureate degree. To participate in the dual enrollment
518 program, an eligible home education secondary student must:

519 1. Provide proof of enrollment in a home education program
520 pursuant to s. 1002.41.

521 2. Be responsible for his or her own transportation unless
522 provided for in the articulation agreement.

523 3. Sign a home education articulation agreement pursuant
524 to paragraph (b).

525 (b) Each public postsecondary institution eligible to

526 participate in the dual enrollment program pursuant to s.
527 1011.62(1)(i) must enter into a home education articulation
528 agreement with each home education student seeking enrollment in
529 a dual enrollment course and the student's parent. By October
530 ~~August~~ 1 of each year, the eligible postsecondary institution
531 shall complete and submit the home education articulation
532 agreement to the Department of Education. The home education
533 articulation agreement must include, at a minimum:

534 1. A delineation of courses and programs available to
535 dually enrolled home education students. Courses and programs
536 may be added, revised, or deleted at any time by the
537 postsecondary institution. Any course or program limitations may
538 not exceed the limitations for other dually enrolled students.

539 2. The initial and continued eligibility requirements for
540 home education student participation, not to exceed those
541 required of other dually enrolled students pursuant to paragraph
542 (3)(a). A high school grade point average may not be required
543 for home education students ~~who meet the minimum score on a~~
544 ~~common placement test adopted by the State Board of Education~~
545 ~~which indicates that the student is ready for college-level~~
546 ~~coursework~~; however, home education student eligibility
547 requirements for continued enrollment in dual enrollment courses
548 must include the maintenance of the minimum postsecondary grade
549 point average established by the postsecondary institution for
550 other dually enrolled students.

551 3. The student's responsibilities for providing his or her
552 own transportation.

553 4. A copy of the statement on transfer guarantees
554 developed by the Department of Education under subsection (15).

555 (14) The Department of Education shall approve any course
556 for inclusion in the dual enrollment program that is contained
557 within the statewide course numbering system. However,
558 developmental education and physical education and other courses
559 that focus on the physical execution of a skill rather than the
560 intellectual attributes of the activity, may not be so approved
561 but must be evaluated individually for potential inclusion in
562 the dual enrollment program. This subsection may not be
563 construed to mean that an independent postsecondary institution
564 eligible for inclusion in a dual enrollment or early admission
565 program pursuant to subsection (23) ~~s. 1011.62~~ must participate
566 in the statewide course numbering system developed pursuant to
567 s. 1007.24 to participate in a dual enrollment program.

568 (17) Instructional materials assigned for use within dual
569 enrollment courses shall be made available to dual enrollment
570 students from Florida public ~~high~~ schools, private schools, and
571 home education programs free of charge. ~~This subsection does not~~
572 ~~prohibit a Florida College System institution from providing~~
573 ~~instructional materials at no cost to a home education student~~
574 ~~or student from a private school.~~ Instructional materials
575 purchased by a district school board or Florida College System

576 institution board of trustees on behalf of dual enrollment
577 students shall be the property of the board against which the
578 purchase is charged.

579 (21) Each district school superintendent and each public
580 postsecondary institution president shall develop a
581 comprehensive dual enrollment articulation agreement for the
582 respective school district and postsecondary institution. The
583 superintendent and president shall establish an articulation
584 committee for the purpose of developing the agreement. Each
585 state university president may designate a university
586 representative to participate in the development of a dual
587 enrollment articulation agreement. A dual enrollment
588 articulation agreement shall be completed and submitted annually
589 by the postsecondary institution to the Department of Education
590 on or before October ~~August~~ 1. The agreement must include, but
591 is not limited to:

592 (a) A ratification or modification of all existing
593 articulation agreements.

594 (b) A description of the process by which students and
595 their parents are informed about opportunities for student
596 participation in the dual enrollment program.

597 (c) A delineation of courses and programs available to
598 students eligible to participate in dual enrollment.

599 (d) A description of the process by which students and
600 their parents exercise options to participate in the dual

601 enrollment program.

602 (e) The initial eligibility requirements for college
603 credit dual enrollment pursuant to paragraph (3)(a).

604 (f) The agreed upon common placement test scores and
605 corresponding grade point average that may be accepted for
606 initial student eligibility if an exception to the minimum grade
607 point average is authorized pursuant to paragraph (3)(b).

608 (g)~~(e)~~ A list of any additional initial student
609 eligibility requirements for participation in the dual
610 enrollment program.

611 (h)~~(f)~~ A delineation of the high school credit earned for
612 the passage of each dual enrollment course.

613 (i)~~(g)~~ A description of the process for informing students
614 and their parents of college-level course expectations.

615 (j)~~(h)~~ The policies and procedures, if any, for
616 determining exceptions to the required grade point averages on
617 an individual student basis.

618 (k)~~(i)~~ The registration policies for dual enrollment
619 courses as determined by the postsecondary institution.

620 (l)~~(j)~~ Exceptions, if any, to the professional rules,
621 guidelines, and expectations stated in the faculty or adjunct
622 faculty handbook for the postsecondary institution.

623 (m)~~(k)~~ Exceptions, if any, to the rules, guidelines, and
624 expectations stated in the student handbook of the postsecondary
625 institution which apply to faculty members.

626 (n)~~(l)~~ The responsibilities of the school district
627 regarding the determination of student eligibility before
628 participating in the dual enrollment program and the monitoring
629 of student performance while participating in the dual
630 enrollment program.

631 (o)~~(m)~~ The responsibilities of the postsecondary
632 institution regarding the transmission of student grades in dual
633 enrollment courses to the school district.

634 (p)~~(n)~~ A funding provision that delineates costs incurred
635 by each entity.

636 1. School districts shall pay public postsecondary
637 institutions the in-state resident standard tuition rate per
638 credit hour from funds provided in the Florida Education Finance
639 Program when dual enrollment course instruction takes place on
640 the postsecondary institution's campus and the course is taken
641 during the fall or spring term. When dual enrollment is provided
642 on the high school site by postsecondary institution faculty,
643 the school district shall reimburse the costs associated with
644 the postsecondary institution's proportion of salary and
645 benefits to provide the instruction. When dual enrollment course
646 instruction is provided on the high school site by school
647 district faculty, the school district is not responsible for
648 payment to the postsecondary institution. A postsecondary
649 institution may enter into an agreement with the school district
650 to authorize teachers to teach dual enrollment courses at the

651 high school site or the postsecondary institution. A school
652 district may not deny a student access to dual enrollment unless
653 the student is ineligible to participate in the program subject
654 to provisions specifically outlined in this section.

655 2. Subject to annual appropriation in the General
656 Appropriations Act, a public postsecondary institution shall
657 receive an amount of funding equivalent to the standard tuition
658 rate per credit hour for each dual enrollment course taken by a
659 student during the summer term.

660 (q) ~~(e)~~ Any institutional responsibilities for student
661 transportation, if provided.

662 (23) District school boards and Florida College System
663 institutions may enter into additional dual enrollment
664 articulation agreements with state universities for the purposes
665 of this section. School districts may also enter into dual
666 enrollment articulation agreements with eligible independent
667 colleges and universities ~~pursuant to s. 1011.62(1)(i)~~. An
668 independent college or university that is not for profit, is
669 accredited by a regional or national accrediting agency
670 recognized by the United States Department of Education, and
671 confers degrees as defined in s. 1005.02 shall be eligible for
672 inclusion in the dual enrollment or early admission program. By
673 October ~~August~~ 1 of each year, the district school board and the
674 Florida College System institution shall complete and submit the
675 dual enrollment articulation agreement with the state university

676 or an eligible independent college or university, as applicable,
677 to the Department of Education.

678 (24) (a) The dual enrollment program for a private school
679 student consists of the enrollment of an eligible private school
680 student in a postsecondary course creditable toward an associate
681 degree, a career certificate, or a baccalaureate degree. In
682 addition, a private school in which a student, including, but
683 not limited to, students with disabilities, is enrolled must
684 award credit toward high school completion for the postsecondary
685 course under the dual enrollment program. To participate in the
686 dual enrollment program, an eligible private school student
687 must:

688 1. Provide proof of enrollment in a private school
689 pursuant to subsection (2).

690 2. Be responsible for his or her own ~~instructional~~
691 ~~materials and~~ transportation unless provided for in the
692 articulation agreement.

693 3. Sign a private school articulation agreement pursuant
694 to paragraph (b).

695 (b) Each public postsecondary institution eligible to
696 participate in the dual enrollment program pursuant to s.
697 1011.62(1)(i) must enter into a private school articulation
698 agreement with each eligible private school in its geographic
699 service area seeking to offer dual enrollment courses to its
700 students, including, but not limited to, students with

701 disabilities. By ~~October~~ August 1 of each year, the eligible
702 postsecondary institution shall complete and submit the private
703 school articulation agreement to the Department of Education.
704 The private school articulation agreement must include, at a
705 minimum:

706 1. A delineation of courses and programs available to the
707 private school student. The postsecondary institution may add,
708 revise, or delete courses and programs at any time.

709 2. The initial and continued eligibility requirements for
710 private school student participation, not to exceed those
711 required of other dual enrollment students.

712 3. The student's responsibilities for providing his or her
713 own ~~instructional materials and~~ transportation.

714 4. A provision clarifying that the private school will
715 award appropriate credit toward high school completion for the
716 postsecondary course under the dual enrollment program.

717 5. A provision expressing that the private school of
718 enrollment is exempt from the payment of ~~costs associated with~~
719 ~~tuition and fees, including registration,~~ and laboratory fees,
720 ~~will not be passed along to the student.~~

721 (26) By November 30, 2021, and annually thereafter, the
722 commissioner must report to the Governor, the President of the
723 Senate, and the Speaker of the House of Representatives the
724 status of dual enrollment programs, including, at a minimum, a
725 summary of student enrollment and completion for public school,

726 private school, and home education program students enrolled at
727 public and private postsecondary institutions.

728 (27) The State Board of Education shall adopt rules for
729 any dual enrollment programs involving requirements for high
730 school graduation.

731 Section 7. Section 1007.273, Florida Statutes, is amended
732 to read:

733 1007.273 Early college program ~~Collegiate high school~~
734 ~~program.~~—

735 (1) Each Florida College System institution shall work
736 with each district school board in its designated service area
737 to establish one or more early college ~~collegiate high school~~
738 programs. As used in this section, the term "early college
739 program" means a structured high school acceleration program in
740 which a cohort of students is taking postsecondary courses full
741 time toward an associate degree. The early college program must
742 prioritize courses applicable as general education core courses
743 under s. 1007.25 for an associate degree or a baccalaureate
744 degree.

745 ~~(2) At a minimum, collegiate high school programs must~~
746 ~~include an option for public school students in grade 11 or~~
747 ~~grade 12 participating in the program, for at least 1 full~~
748 ~~school year, to earn CAPE industry certifications pursuant to s.~~
749 ~~1008.44 and to successfully complete 30 credit hours through the~~
750 ~~dual enrollment program under s. 1007.271 toward the first year~~

751 ~~of college for an associate degree or baccalaureate degree while~~
752 ~~enrolled in the program.~~

753 ~~(2)-(3)~~ Each district school board and its local Florida
754 College System institution shall execute a contract to establish
755 one or more early college ~~collegiate high school~~ programs at a
756 mutually agreed-upon ~~agreed-upon~~ location or locations.

757 ~~Beginning with the 2015-2016 school year,~~ If the Florida College
758 System institution does not establish an early college ~~a~~ program
759 with a district school board in its designated service area,
760 another Florida College System institution may execute a
761 contract with that district school board to establish the early
762 college program. The contract must be executed by January 1 of
763 each school year for implementation of the program during the
764 next school year. The contract must:

765 (a) Identify the grade levels to be included in the early
766 college program ~~collegiate high school program which must, at a~~
767 ~~minimum, include grade 12.~~

768 (b) Describe the early college ~~collegiate high school~~
769 program, including the delineation of courses that must, at a
770 minimum, include general education core courses pursuant to s.
771 1007.25; and industry certifications offered, including online
772 course availability; the high school and college credits earned
773 for each postsecondary course completed and industry
774 certification earned; student eligibility criteria; and the
775 enrollment process and relevant deadlines.

776 (c) Describe the methods, medium, and process by which
777 students and their parents are annually informed about the
778 availability of the early college ~~collegiate high school~~
779 program, the return on investment associated with participation
780 in the early college program, and the information described in
781 paragraphs (a) and (b).

782 (d) Identify the delivery methods for instruction and the
783 instructors for all courses.

784 (e) Identify student advising services and progress
785 monitoring mechanisms.

786 (f) Establish a program review and reporting mechanism
787 regarding student performance outcomes.

788 (g) Describe the terms of funding arrangements to
789 implement the early college ~~collegiate high school~~ program
790 pursuant to subsection (5).

791 ~~(3)-(4)~~ Each student participating in an early college a
792 ~~collegiate high school~~ program must enter into a student
793 performance contract, which must be signed by the student, the
794 parent, and a representative of the school district and the
795 ~~applicable~~ Florida College System institution partner, ~~state~~
796 ~~university~~, or other eligible postsecondary institution partner
797 participating pursuant to subsection (4) ~~(5)~~. The performance
798 contract must, at a minimum, specify ~~include~~ the schedule of
799 courses, by semester, and industry certifications to be taken by
800 the student, if any; student attendance requirements; ~~and~~

801 course grade requirements; and the applicability of such courses
 802 to an associate degree or a baccalaureate degree.

803 ~~(4)-(5)~~ In addition to executing a contract with the local
 804 Florida College System institution under this section, a
 805 district school board may execute a contract to establish an
 806 early college ~~a collegiate high school~~ program with a state
 807 university or an institution that is eligible to participate in
 808 the William L. Boyd, IV, Effective Access to Student Education
 809 Grant Program, that is a nonprofit independent college or
 810 university located and chartered in this state, and that is
 811 accredited by the Commission on Colleges of the Southern
 812 Association of Colleges and Schools to grant baccalaureate
 813 degrees. Such university or institution must meet the
 814 requirements specified under subsections (2) and (3) ~~subsections~~
 815 ~~(3) and (4)~~. A charter school may execute a contract directly
 816 with the local Florida College System institution or another
 817 institution as authorized under this section to establish an
 818 early college program at a mutually agreed-upon location.

819 ~~(5)-(6)~~ The early college ~~collegiate high school~~ program
 820 shall be funded pursuant to ss. 1007.271 and 1011.62. The State
 821 Board of Education shall enforce compliance with this section by
 822 withholding the transfer of funds for the school districts and
 823 the Florida College System institutions in accordance with s.
 824 1008.32.

825 (6) By November 30, 2021, and annually thereafter, the

826 commissioner must report the status of early college programs,
827 including, at a minimum, a summary of student enrollment in
828 public and private postsecondary institutions and completion
829 information, to the Governor, the President of the Senate, and
830 the Speaker of the House of Representatives.

831 Section 8. Paragraphs (i) and (n) of subsection (1) of
832 section 1011.62, Florida Statutes, are amended to read:

833 1011.62 Funds for operation of schools.—If the annual
834 allocation from the Florida Education Finance Program to each
835 district for operation of schools is not determined in the
836 annual appropriations act or the substantive bill implementing
837 the annual appropriations act, it shall be determined as
838 follows:

839 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
840 OPERATION.—The following procedure shall be followed in
841 determining the annual allocation to each district for
842 operation:

843 (i) *Calculation of full-time equivalent membership with*
844 *respect to dual enrollment instruction.—*

845 1. Full-time equivalent students.—Students enrolled in
846 dual enrollment instruction pursuant to s. 1007.271 may be
847 included in calculations of full-time equivalent student
848 memberships for basic programs for grades 9 through 12 by a
849 district school board. Instructional time for dual enrollment
850 may vary from 900 hours; however, the full-time equivalent

851 student membership value shall be subject to the provisions in
852 s. 1011.61(4). Dual enrollment full-time equivalent student
853 membership shall be calculated in an amount equal to the hours
854 of instruction that would be necessary to earn the full-time
855 equivalent student membership for an equivalent course if it
856 were taught in the school district. Students in dual enrollment
857 courses may also be calculated as the proportional shares of
858 full-time equivalent enrollments they generate for a Florida
859 College System institution or university conducting the dual
860 enrollment instruction. Early admission students shall be
861 considered dual enrollments for funding purposes. Students may
862 be enrolled in dual enrollment instruction provided by an
863 eligible independent college or university and may be included
864 in calculations of full-time equivalent student memberships for
865 basic programs for grades 9 through 12 by a district school
866 board. However, those provisions of law which exempt dual
867 enrolled and early admission students from payment of
868 instructional materials and tuition and fees, including
869 laboratory fees, shall not apply to students who select the
870 option of enrolling in an eligible independent institution. ~~An~~
871 ~~independent college or university, which is not for profit, is~~
872 ~~accredited by a regional or national accrediting agency~~
873 ~~recognized by the United States Department of Education, and~~
874 ~~confers degrees as defined in s. 1005.02 shall be eligible for~~
875 ~~inclusion in the dual enrollment or early admission program.~~

876 ~~Students enrolled in dual enrollment instruction shall be exempt~~
877 ~~from the payment of tuition and fees, including laboratory fees.~~
878 No student enrolled in college credit mathematics or English
879 dual enrollment instruction shall be funded as a dual enrollment
880 unless the student has successfully completed the relevant
881 section of the entry-level examination required pursuant to s.
882 1008.30.

883 2. Additional full-time equivalent student membership.—For
884 students enrolled in an early college program pursuant to s.
885 1007.273, a value of 0.16 full-time equivalent student
886 membership shall be calculated for each student who completes a
887 general education core course through the dual enrollment
888 program with a grade of "A" or better. For students who are not
889 enrolled in an early college program, a value of 0.08 full-time
890 equivalent student membership shall be calculated for each
891 student who completes a general education core course through
892 the dual enrollment program with a grade of "A." In addition, a
893 value of 0.3 full-time equivalent student membership shall be
894 calculated for any student who receives an associate degree
895 through the dual enrollment program with a 3.0 grade point
896 average or better. This value shall be added to the total full-
897 time equivalent student membership in basic programs for grades
898 9 through 12 in the subsequent fiscal year. This section shall
899 be effective for credit earned by dually enrolled students for
900 courses taken in the 2020-2021 school year and each school year

901 thereafter. If the associate degree described in this paragraph
902 is earned in 2020-2021 following completion of courses taken in
903 the 2020-2021 school year, then courses taken toward the degree
904 as part of the dual enrollment program before 2020-2021 may not
905 preclude eligibility for the 0.3 additional full-time equivalent
906 student membership bonus. Each school district shall allocate at
907 least 50 percent of the funds received from the dual enrollment
908 bonus FTE funding, in accordance with this paragraph, to the
909 schools that generated the funds to support student academic
910 guidance and postsecondary readiness.

911 3. Qualifying courses.—For the purposes of this paragraph,
912 general education core courses are those that are identified in
913 rule by the State Board of Education and in regulation by the
914 Board of Governors pursuant to s. 1007.25(3).

915 (n) Calculation of additional full-time equivalent
916 membership based on college board advanced placement scores of
917 students and earning college board advanced placement capstone
918 diplomas.—A value of 0.16 full-time equivalent student
919 membership shall be calculated for each student in each advanced
920 placement course who receives a score of 3 or higher on the
921 College Board Advanced Placement Examination for the prior year
922 and added to the total full-time equivalent student membership
923 in basic programs for grades 9 through 12 in the subsequent
924 fiscal year. A value of 0.3 full-time equivalent student
925 membership shall be calculated for each student who receives a

926 College Board Advanced Placement Capstone Diploma and meets the
927 requirements for a standard high school diploma under s.
928 1003.4282. Such value shall be added to the total full-time
929 equivalent student membership in basic programs for grades 9
930 through 12 in the subsequent fiscal year. Each district must
931 allocate at least 80 percent of the funds provided to the
932 district for advanced placement instruction, in accordance with
933 this paragraph, to the high school that generates the funds. The
934 school district shall distribute to each classroom teacher who
935 provided advanced placement instruction:

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

940 2. An additional bonus of \$500 to each Advanced Placement
941 teacher in a school designated with a grade of "D" or "F" who
942 has at least one student scoring 3 or higher on the College
943 Board Advanced Placement Examination, regardless of the number
944 of classes taught or of the number of students scoring a 3 or
945 higher on the College Board Advanced Placement Examination.

946
947 Bonuses awarded under this paragraph shall be in addition to any
948 regular wage or other bonus the teacher received or is scheduled
949 to receive. For such courses, the teacher shall earn an
950 additional bonus of \$50 for each student who has a qualifying

951 score.

952 Section 9. Subsections (4) and (5) of section 1001.10,
 953 Florida Statutes, are amended to read:

954 1001.10 Commissioner of Education; general powers and
 955 duties.—

956 (4) The Department of Education shall:

957 (a) Provide technical assistance to school districts,
 958 charter schools, the Florida School for the Deaf and the Blind,
 959 and private schools that accept scholarship students who
 960 participate in a state scholarship program under chapter 1002 in
 961 the development of policies, procedures, and training related to
 962 employment practices and standards of ethical conduct for
 963 instructional personnel and school administrators, as defined in
 964 s. 1012.01.

965 (b) Maintain a list of individuals ineligible for
 966 employment in any position requiring direct contact with students
 967 that includes all of the following:

968 1. The identity of each person who has been terminated, or
 969 has resigned in lieu of termination, from employment as a result
 970 of sexual misconduct with a student.

971 2. The identity of each person who is ineligible for
 972 educator certification or employment pursuant to s. 1012.315.

973 (c) The department may remove a person from the list if
 974 the person demonstrates that:

975 1. A completed law enforcement investigation resulted in

976 an exoneration or no conviction or finding of guilt and a
 977 completed investigation and proceeding, as applicable, by the
 978 responsible education agency resulted in a finding that the
 979 person did not commit misconduct;

980 2. The person was not the subject of the report of
 981 misconduct and was included on the ineligible list in error or
 982 as a result of mistaken identity; or

983 3. The employer that submitted the person for inclusion on
 984 the ineligible list requests that the person be removed and
 985 submits documentation to support the request.

986 (d) The State Board of Education shall adopt rules to
 987 implement this subsection.

988 (5) The Department of Education shall provide authorized
 989 staff of school districts, charter schools, the Florida School
 990 for the Deaf and the Blind, and private schools that accept
 991 scholarship students who participate in a state scholarship
 992 program under chapter 1002 with access to electronic
 993 verification of information from the following employment
 994 screening tools:

995 (a) The Professional Practices' Database of Disciplinary
 996 Actions Against Educators. ~~;~~ ~~and~~

997 (b) The department's ~~Department of Education's~~ Teacher
 998 Certification Database.

999 (c) The department's ineligible list under paragraph

1000 (4) (b).

1001
 1002 This subsection does not require the department to provide these
 1003 staff with unlimited access to the databases. However, the
 1004 department shall provide the staff with access to the data
 1005 necessary for performing employment history checks of the
 1006 persons ~~instructional personnel and school administrators~~
 1007 included in the databases.

1008 Section 10. Paragraph (a) of subsection (2) of section
 1009 1012.31, Florida Statutes, is amended to read:

1010 1012.31 Personnel files.—Public school system employee
 1011 personnel files shall be maintained according to the following
 1012 provisions:

1013 (2) (a) Materials relating to work performance, discipline,
 1014 suspension, or dismissal must be reduced to writing and signed
 1015 by a person competent to know the facts or make the judgment.
 1016 Such person shall execute and maintain an affidavit of
 1017 separation, on the form adopted by the Department of Education,
 1018 setting forth in detail the facts and reasons for separation due
 1019 to termination or resignation in lieu of termination. An
 1020 affidavit of separation must expressly disclose that separation
 1021 is due to sexual misconduct with a student and must be provided
 1022 to the department for the individual's inclusion on the
 1023 ineligible list pursuant to s. 1001.(4) (b). The affidavit of
 1024 separation must be executed under oath and constitutes an
 1025 official statement within the purview of s. 837.06. The

1026 affidavit of separation must include conspicuous language that
 1027 intentional false execution of the affidavit constitutes a
 1028 misdemeanor of the second degree. The executed affidavit of
 1029 separation shall be provided in response to any employment
 1030 history check conducted under s. 1012.27 ~~The resignation or~~
 1031 ~~termination of an employee before an investigation of alleged~~
 1032 ~~misconduct by the employee affecting the health, safety, or~~
 1033 ~~welfare of a student is concluded must be clearly indicated in~~
 1034 ~~the employee's personnel file.~~

1035 Section 11. Paragraph (b) of subsection (1) and subsection
 1036 (5) of section 1012.796, Florida Statutes, are amended to read:

1037 1012.796 Complaints against teachers and administrators;
 1038 procedure; penalties.—

1039 (1)

1040 (b) The department shall immediately investigate any
 1041 legally sufficient complaint that involves misconduct by any
 1042 certificated personnel which affects the health, safety, or
 1043 welfare of a student, giving the complaint priority over other
 1044 pending complaints. The department must investigate or continue
 1045 to investigate and take action on such a complaint filed against
 1046 a person whose educator certificate has expired if the act or
 1047 acts that are the basis for the complaint were allegedly
 1048 committed while that person possessed an educator certificate.
 1049 The Commissioner of Education shall make a determination of
 1050 probable cause within 60 days after receipt of any complaint

1051 involving sexual misconduct with a student. Upon the written
1052 request of a state attorney, this deadline may be held in
1053 abeyance during criminal proceedings related to the sexual
1054 misconduct with a student.

1055 (5) When an allegation of misconduct by instructional
1056 personnel or school administrators, as defined in s. 1012.01, is
1057 received, if the alleged misconduct affects the health, safety,
1058 or welfare of a student, the district school superintendent in
1059 consultation with the school principal, or upon the request of
1060 the Commissioner of Education, must, at a minimum, immediately
1061 suspend the instructional personnel or school administrators
1062 from regularly assigned duties, with pay, until submission of a
1063 legally sufficient complaint and remove ~~reassign the suspended~~
1064 ~~personnel or administrators from~~ to positions that may ~~do not~~
1065 require direct contact with students in the district school
1066 system. The proceedings and determination of sanctions shall be
1067 completed by a school district within 1 year after submission of
1068 the legally sufficient complaint. ~~Such suspension shall continue~~
1069 ~~until the completion of the proceedings and the determination of~~
1070 ~~sanctions, if any, pursuant to this section and s. 1012.795.~~

1071 Section 12. Paragraph (b) of subsection (3) of section
1072 1008.34, Florida Statutes, is amended to read:

1073 1008.34 School grading system; school report cards;
1074 district grade.—

1075 (3) DESIGNATION OF SCHOOL GRADES.—

1076 (b)1. Beginning with the 2014-2015 school year, a school's
 1077 grade shall be based on the following components, each worth 100
 1078 points:

1079 a. The percentage of eligible students passing statewide,
 1080 standardized assessments in English Language Arts under s.
 1081 1008.22(3).

1082 b. The percentage of eligible students passing statewide,
 1083 standardized assessments in mathematics under s. 1008.22(3).

1084 c. The percentage of eligible students passing statewide,
 1085 standardized assessments in science under s. 1008.22(3).

1086 d. The percentage of eligible students passing statewide,
 1087 standardized assessments in social studies under s. 1008.22(3).

1088 e. The percentage of eligible students who make Learning
 1089 Gains in English Language Arts as measured by statewide,
 1090 standardized assessments administered under s. 1008.22(3).

1091 f. The percentage of eligible students who make Learning
 1092 Gains in mathematics as measured by statewide, standardized
 1093 assessments administered under s. 1008.22(3).

1094 g. The percentage of eligible students in the lowest 25
 1095 percent in English Language Arts, as identified by prior year
 1096 performance on statewide, standardized assessments, who make
 1097 Learning Gains as measured by statewide, standardized English
 1098 Language Arts assessments administered under s. 1008.22(3).

1099 h. The percentage of eligible students in the lowest 25
 1100 percent in mathematics, as identified by prior year performance

1101 on statewide, standardized assessments, who make Learning Gains
1102 as measured by statewide, standardized Mathematics assessments
1103 administered under s. 1008.22(3).

1104 i. For schools comprised of middle grades 6 through 8 or
1105 grades 7 and 8, the percentage of eligible students passing high
1106 school level statewide, standardized end-of-course assessments
1107 or attaining national industry certifications identified in the
1108 CAPE Industry Certification Funding List pursuant to rules
1109 adopted by the State Board of Education.

1110
1111 In calculating Learning Gains for the components listed in sub-
1112 subparagraphs e.-h., the State Board of Education shall require
1113 that learning growth toward achievement levels 3, 4, and 5 is
1114 demonstrated by students who scored below each of those levels
1115 in the prior year. In calculating the components in sub-
1116 subparagraphs a.-d., the state board shall include the
1117 performance of English language learners only if they have been
1118 enrolled in a school in the United States for more than 2 years.

1119 2. For a school comprised of grades 9, 10, 11, and 12, or
1120 grades 10, 11, and 12, the school's grade shall also be based on
1121 the following components, each worth 100 points:

1122 a. The 4-year high school graduation rate of the school as
1123 defined by state board rule.

1124 b. The percentage of students who were eligible to earn
1125 college and career credit through College Board Advanced

1126 Placement examinations, International Baccalaureate
 1127 examinations, dual enrollment courses, including career dual
 1128 enrollment courses resulting in the completion of 300 hours or
 1129 more of clock hours during high school which are approved by the
 1130 state board as meeting the requirements of s. 1007.271, or
 1131 Advanced International Certificate of Education examinations; or
 1132 who, at any time during high school, earned national industry
 1133 certification identified in the CAPE Industry Certification
 1134 Funding List, pursuant to rules adopted by the state board.

1135 Section 13. Subsection (1) of section 1006.20, Florida
 1136 Statutes, is amended, and paragraph (n) is added to subsection
 1137 (2) of that section, to read:

1138 1006.20 Athletics in public K-12 schools.—

1139 (1) GOVERNING NONPROFIT ORGANIZATION.—The Florida High
 1140 School Athletic Association (FHSAA) is designated as the
 1141 governing nonprofit organization of athletics in Florida public
 1142 schools. If the FHSAA fails to meet the provisions of this
 1143 section, the commissioner shall designate a nonprofit
 1144 organization to govern athletics with the approval of the State
 1145 Board of Education. The FHSAA is not a state agency as defined
 1146 in s. 120.52. The FHSAA shall be subject to the provisions of s.
 1147 1006.19. A private school that wishes to engage in high school
 1148 athletic competition with a public high school may become a
 1149 member of the FHSAA. Any high school in the state, including
 1150 charter schools, virtual schools, and home education

1151 cooperatives, may become a member of the FHSAA and participate
1152 in the activities of the FHSAA. However, membership in the FHSAA
1153 is not mandatory for any school. The FHSAA must allow a private
1154 school or public school, including a charter school, virtual
1155 school, and home education cooperative, the option of
1156 maintaining full membership in the association or joining by
1157 sport and may not discourage such school or cooperative ~~a~~
1158 ~~private school~~ from simultaneously maintaining membership in
1159 another athletic association. The FHSAA must ~~may~~ allow a public
1160 school ~~the option to apply for consideration~~ to join another
1161 athletic association. The FHSAA may not deny or discourage
1162 interscholastic competition between its member schools and non-
1163 FHSAA member Florida schools, including members of another
1164 athletic governing organization, and may not take any
1165 retributory or discriminatory action against any of its member
1166 schools that join another athletic association or that
1167 participate in interscholastic competition with non-FHSAA member
1168 Florida schools. The FHSAA may not unreasonably withhold its
1169 approval of an application to become an affiliate member of the
1170 National Federation of State High School Associations submitted
1171 by any other organization that governs interscholastic athletic
1172 competition in this state. The bylaws of the FHSAA are the rules
1173 by which high school athletic programs in its member schools,
1174 and the students who participate in them, are governed, unless
1175 otherwise specifically provided by statute. For the purposes of

1176 | this section, "high school" includes grades 6 through 12.

1177 | Section 14. Paragraph (f) of subsection (2) of section
1178 | 1006.20, Florida Statutes, is amended, and paragraph (n) is
1179 | added to that subsection, to read:

1180 | 1006.20 Athletics in public K-12 schools.—

1181 | (2) ADOPTION OF BYLAWS, POLICIES, OR GUIDELINES.—

1182 | (f) The FHSAA shall adopt bylaws that:

1183 | 1. Establish sanctions for coaches who have committed
1184 | major violations of the FHSAA's bylaws and policies.

1185 | ~~a.1.~~ Major violations include, but are not limited to,
1186 | knowingly allowing an ineligible student to participate in a
1187 | contest representing a member school in an interscholastic
1188 | contest or committing a violation of the FHSAA's recruiting or
1189 | sportsmanship policies.

1190 | ~~b.2.~~ Sanctions placed upon an individual coach may
1191 | include, but are not limited to, prohibiting or suspending the
1192 | coach from coaching, participating in, or attending any athletic
1193 | activity sponsored, recognized, or sanctioned by the FHSAA and
1194 | the member school for which the coach committed the violation.
1195 | If a coach is sanctioned by the FHSAA and the coach transfers to
1196 | another member school, those sanctions remain in full force and
1197 | effect during the term of the sanction.

1198 | ~~c.3.~~ If a member school is assessed a financial penalty as
1199 | a result of a coach committing a major violation, the coach
1200 | shall reimburse the member school before being allowed to coach,

1201 participate in, or attend any athletic activity sponsored,
1202 recognized, or sanctioned by the FHSAA and a member school.

1203 ~~d.4.~~ The FHSAA shall establish a due process procedure for
1204 coaches sanctioned under this paragraph, consistent with the
1205 appeals procedures set forth in subsection (7).

1206 2. Require the governing boards of member schools to
1207 approve the employment or continued employment of individuals
1208 who have a felony conviction.

1209 (n) The FHSAA shall adopt bylaws or policies that require,
1210 prior to the start of all athletic events conducted under the
1211 direction and supervision of the FHSAA, including but not
1212 limited to Florida High School State Championship Series events,
1213 that each participating school be provided 30 seconds for
1214 opening remarks over the public-address system. The FHSAA may
1215 not prohibit prayer or otherwise control, monitor, or review the
1216 content of the opening remarks, if any. Prior to the opening
1217 remarks, the public-address announcer shall announce that the
1218 content of any opening remarks by a participating school is not
1219 endorsed by and does not reflect the views and opinions of the
1220 FHSAA.

1221 Section 15. Pathways in Technology Early College High
1222 School (P-TECH) program.—

1223 (1) By December 1, 2020, the Commissioner of Education
1224 shall submit to the Governor, the President of the Senate, the
1225 Speaker of the House of Representatives, the Board of Governors,

1226 and the State Board of Education a report with recommendations
1227 that address the feasibility of implementing the Pathways in
1228 Technology Early College High School (P-TECH) program, or a
1229 similar program, in Florida. The P-TECH program must:

1230 (a) Incorporate secondary and postsecondary education with
1231 workforce education and work experience through a flexible 6-
1232 year integrated model.

1233 (b) Allow students to earn a high school diploma, an
1234 associate degree, and applicable industry certifications and
1235 gain work experience within 6 years after enrolling in the 9th
1236 grade.

1237 (c) Have an open enrollment policy that encourages a
1238 diverse student body, including students from low-income
1239 families and first-generation college students.

1240 (d) Support student success through flexible class
1241 scheduling, advising and mentoring components, and other wrap-
1242 around services.

1243 (e) Provide seamless articulation with Florida's
1244 postsecondary institutions.

1245 (2) The report must, at a minimum, include the following:

1246 (a) Timelines for implementing a P-TECH program, or a
1247 similar program, as described in subsection (1), including
1248 courses of study which support program completion in 4 to 6
1249 years and which meet regional workforce demand.

1250 (b) A funding model that provides the P-TECH program, or a

1251 similar program, at no cost to students. The funding model may
 1252 incorporate K-12, postsecondary, and workforce funding, grants,
 1253 scholarships, and other funding options.

1254 (c) Partnerships with industries and businesses, which
 1255 include private investment, work-based training, internships,
 1256 and priority placement for job opportunities upon graduation.

1257 (d) Recommendations for modifications, if any, to the
 1258 school and school district accountability requirements of s.
 1259 1008.34, Florida Statutes.

1260 (3) This section shall take effect upon this act becoming
 1261 a law and shall expire on December 1, 2020.

1262 Section 16. Paragraph (a) of subsection (1) and subsection
 1263 (3) of section 1002.391, Florida Statutes, are amended to read:

1264 1002.391 Auditory-oral education programs.—

1265 (1) As used in this section, the term:

1266 (a) "Auditory-oral education program" means a program that
 1267 develops and relies solely on listening skills and uses an
 1268 implant or assistive hearing device for the purpose of relying
 1269 on speech and spoken language skills as the method of
 1270 communication and uses faculty and supervisors certified as
 1271 listening and spoken language specialists each day the child is
 1272 in attendance.

1273 (3) The level of services shall be determined by the
 1274 individual educational plan team or individualized family
 1275 support plan team, which includes the child's parent in

1276 | accordance with the rules of the State Board of Education and a
1277 | certified listening and spoken language specialist from the
1278 | family's chosen program. A child is eligible for services under
1279 | this section until the end of the school year in which he or she
1280 | reaches the age of 7 years or after grade 2, whichever comes
1281 | first.

1282 | Section 17. Except as otherwise provided and except for
1283 | this section, which shall take effect upon this act becoming a
1284 | law, this act shall take effect July 1, 2020.