

1 A bill to be entitled
2 An act relating to school safety; amending s. 394.463,
3 F.S.; requiring the Department of Children and Families
4 to analyze specified data relating to the initiation
5 of involuntary examinations of certain students;
6 amending s. 943.082, F.S.; requiring the FortifyFL
7 reporting tool to notify reporting parties that
8 submitting false information may subject them to
9 criminal penalties; providing that certain reports
10 shall remain anonymous; amending s. 943.687, F.S.;
11 revising the membership of the Marjory Stoneman
12 Douglas High School Public Safety Commission; amending
13 s. 985.12, F.S.; requiring law enforcement officers to
14 have access to specified information by a certain date
15 for specified purposes; amending s. 1001.11, F.S.;
16 requiring the Commissioner of Education to oversee
17 compliance with requirements relating to school safety
18 and security; requiring the commissioner to take
19 specified actions under certain circumstances relating
20 to noncompliance; amending s. 1001.212, F.S.;
21 requiring the Office of Safe Schools to provide
22 certain opportunities to charter school personnel and
23 certain data to support the evaluation of mental
24 health services; requiring such office to develop a
25 model family reunification plan for certain purposes;

26 | amending s. 1002.20, F.S.; providing that parents of
27 | public school students have the right to timely
28 | notification of certain incidents and access to
29 | certain incident reports; amending s. 1006.07, F.S.;
30 | requiring codes of student conduct to include
31 | provisions relating to civil citation or similar
32 | prearrest diversion programs for specified purposes;
33 | requiring codes of student conduct to include
34 | provisions relating to the assignment of students to
35 | school-based intervention programs; prohibiting
36 | participation in such programs from being entered into
37 | a specified system; authorizing certain procedures to
38 | include accommodations for specified drills; requiring
39 | district school boards to establish a certain
40 | emergency response and emergency preparedness policy
41 | and provide timely notification to parents following
42 | certain unlawful acts or significant emergencies;
43 | requiring district school boards and charter school
44 | governing boards, in coordination with local law
45 | enforcement agencies, to adopt a family reunification
46 | plan for specified purposes; providing requirements
47 | for members of a threat assessment team; requiring the
48 | Department of Education to include certain data in a
49 | specified format; amending s. 1006.12, F.S.; revising
50 | provisions relating to the duties of school safety

51 officers; requiring the district school superintendent
52 or charter school administrator to provide certain
53 notifications relating to safe-school officers;
54 requiring safe-school officers to complete a specified
55 training; providing requirements for such training;
56 requiring individuals to meet certain criteria before
57 participating in specified training; providing
58 requirements for such training; requiring school
59 districts to provide charter schools with specified
60 safe-school officers under additional circumstances;
61 amending s. 1006.1493, F.S.; requiring the Florida
62 Safe Schools Assessment Tool to address policies and
63 procedures relating to certain emergencies; amending
64 s. 1008.32, F.S.; authorizing the state board to
65 direct a school district to suspend the salaries of
66 specified individuals under certain circumstances
67 relating to school safety; amending s. 1011.62, F.S.;
68 revising the mental health assistance allocation plans
69 to include certain policies and procedures relating to
70 certain behavioral health services available to
71 students; requiring the department to publish on its
72 website, in consultation with the Louis de la Parte
73 Florida Mental Health Institute, a report on the
74 availability and effectiveness of mental health
75 services by a specified date, annually; providing

76 effective dates.

77
78 Be It Enacted by the Legislature of the State of Florida:

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80 Section 1. Paragraph (e) of subsection (2) of section
81 394.463, Florida Statutes, is amended to read:

82 394.463 Involuntary examination.—

83 (2) INVOLUNTARY EXAMINATION.—

84 (e) The department shall receive and maintain the copies
85 of ex parte orders, involuntary outpatient services orders
86 issued pursuant to s. 394.4655, involuntary inpatient placement
87 orders issued pursuant to s. 394.467, professional certificates,
88 and law enforcement officers' reports. These documents shall be
89 considered part of the clinical record, governed by the
90 provisions of s. 394.4615. These documents shall be used to
91 prepare annual reports analyzing the data obtained from these
92 documents, without information identifying patients, and shall
93 provide copies of reports to the department, the President of
94 the Senate, the Speaker of the House of Representatives, and the
95 minority leaders of the Senate and the House of Representatives.
96 The department shall also analyze data on the initiation of
97 involuntary examinations of kindergarten through grade 12
98 students including, for each public school, the number of
99 students transported from school grounds, school transportation,
100 or school-sponsored activities to a receiving facility and the

101 number and type of professionals, as identified in subparagraph
102 (2)(a)2. or subparagraph (2)(a)3., who initiate such involuntary
103 examinations, including whether the professional is school-based
104 or community-based.

105 Section 2. Effective October 1, 2021, paragraph (c) is
106 added to subsection (2) of section 943.082, Florida Statutes, to
107 read:

108 943.082 School Safety Awareness Program.—

109 (2) The reporting tool must notify the reporting party of
110 the following information:

111 (c) That, if following an investigation, it is determined
112 that a person knowingly submitted a false tip through FortifyFL,
113 the IP address of the device on which the tip was submitted will
114 be provided to law enforcement agencies for further
115 investigation and the reporting party may be subject to criminal
116 penalties under s. 837.05. In all other circumstances, unless
117 the reporting party has chosen to disclose his or her identity,
118 the report must remain anonymous.

119 Section 3. Paragraph (a) of subsection (2) of section
120 943.687, Florida Statutes, is amended to read:

121 943.687 Marjory Stoneman Douglas High School Public Safety
122 Commission.—

123 (2)(a) The commission shall convene no later than June 1,
124 2018, and shall be composed of 19 ~~16~~ members. ~~Six~~ Five members
125 shall be appointed by the President of the Senate, six ~~five~~

126 members shall be appointed by the Speaker of the House of
127 Representatives, and six ~~five~~ members shall be appointed by the
128 Governor. From the members of the commission, the Governor shall
129 appoint the chair. Appointments must be made by April 30, 2018.
130 The Commissioner of the Department of Law Enforcement shall
131 serve as a member of the commission. The Secretary of Children
132 and Families, the Secretary of Juvenile Justice, the Secretary
133 of Health Care Administration, and the Commissioner of Education
134 shall serve as ex officio, nonvoting members of the commission.
135 Members shall serve at the pleasure of the officer who appointed
136 the member. A vacancy on the commission shall be filled in the
137 same manner as the original appointment and, to the maximum
138 extent possible, achieve equal representation of school
139 district, law enforcement, and health care professionals.

140 Section 4. Paragraph (f) of subsection (2) of section
141 985.12, Florida Statutes, is amended to read:

142 985.12 Civil citation or similar prearrest diversion
143 programs.—

144 (2) JUDICIAL CIRCUIT CIVIL CITATION OR SIMILAR PREARREST
145 DIVERSION PROGRAM DEVELOPMENT, IMPLEMENTATION, AND OPERATION.—

146 (f) Each civil citation or similar prearrest diversion
147 program shall enter the appropriate youth data into the Juvenile
148 Justice Information System Prevention Web within 7 days after
149 the admission of the youth into the program. Beginning in fiscal
150 year 2022-2023, law enforcement officers must have field access

151 to civil citation and prearrest diversion information.

152 Section 5. Subsection (9) of section 1001.11, Florida
153 Statutes, is amended to read:

154 1001.11 Commissioner of Education; other duties.—

155 (9) The commissioner shall oversee compliance with the
156 requirements relating to school safety and security ~~requirements~~
157 ~~of the Marjory Stoneman Douglas High School Public Safety Act,~~
158 ~~chapter 2018-3, Laws of Florida,~~ by school districts; district
159 school superintendents; and public schools, including charter
160 schools. Upon notification by the Office of Safe Schools that a
161 district school board has failed to comply with the requirements
162 relating to school safety and security, the commissioner shall
163 require the district school board to withhold further payment of
164 the salary of the superintendent as authorized under s.
165 1001.42(13)(b). Upon notification by the Office of Safe Schools
166 that a charter school has failed to comply with the requirements
167 relating to school safety and security, the commissioner must
168 facilitate compliance by charter schools by recommending actions
169 to the district school board pursuant to s. 1002.33. The
170 commissioner must facilitate compliance to the maximum extent
171 provided under law, identify incidents of noncompliance, and
172 impose or recommend to the State Board of Education, the
173 Governor, or the Legislature enforcement and sanctioning actions
174 pursuant to s. 1008.32 and other authority granted under law.

175 Section 6. Subsections (14) and (15) of section 1001.212,

176 Florida Statutes, are renumbered as subsections (15) and (16),
177 respectively, subsections (2), (7), and (8) are amended, and a
178 new subsection (14) is added to that section, to read:

179 1001.212 Office of Safe Schools.—There is created in the
180 Department of Education the Office of Safe Schools. The office
181 is fully accountable to the Commissioner of Education. The
182 office shall serve as a central repository for best practices,
183 training standards, and compliance oversight in all matters
184 regarding school safety and security, including prevention
185 efforts, intervention efforts, and emergency preparedness
186 planning. The office shall:

187 (2) Provide ongoing professional development opportunities
188 to school district and charter school personnel.

189 (7) Provide data to support the evaluation of mental
190 health services pursuant to s. 1004.44, including data that is
191 collected pursuant to s. 1011.62(16)(d).

192 (8) Provide technical assistance to school districts and
193 charter school governing boards for school environmental safety
194 incident reporting as required under s. 1006.07(9). The office
195 shall collect data through school environmental safety incident
196 reports on incidents involving any person which occur on school
197 premises, on school transportation, and at off-campus, school-
198 sponsored events. The office shall review and evaluate school
199 district reports to ensure compliance with reporting
200 requirements. ~~Upon notification by the department that a~~

201 ~~superintendent has failed to comply with the requirements of s.~~
202 ~~1006.07(9), the district school board shall withhold further~~
203 ~~payment of his or her salary as authorized under s.~~
204 ~~1001.42(13)(b) and impose other appropriate sanctions that the~~
205 ~~commissioner or state board by law may impose.~~

206 (14) Develop, in coordination with the Division of
207 Emergency Management, other federal, state, and local law
208 enforcement agencies, fire and rescue agencies, and first
209 responder agencies, a model family reunification plan for use by
210 child care facilities, public K-12 schools, and public
211 postsecondary institutions that are closed or unexpectedly
212 evacuated due to a natural or manmade emergency.

213 Section 7. Subsection (25) is added to section 1002.20,
214 Florida Statutes, to read:

215 1002.20 K-12 student and parent rights.—Parents of public
216 school students must receive accurate and timely information
217 regarding their child's academic progress and must be informed
218 of ways they can help their child to succeed in school. K-12
219 students and their parents are afforded numerous statutory
220 rights including, but not limited to, the following:

221 (25) SAFE SCHOOLS.—

222 (a) School safety and emergency incidents.—Parents of
223 public school students have a right to timely notification of
224 school safety and emergency incidents pursuant to s. 1006.07(4).

225 (b) School environmental safety incident reporting.—

226 Parents of public school students have a right to access school
227 safety and discipline incidents as reported pursuant to s.
228 1006.07(9).

229 Section 8. Paragraphs (a) and (b) of subsection (4),
230 paragraph (a) of subsection (7), and subsection (9) of section
231 1006.07, Florida Statutes, are amended, paragraphs (n) and (o)
232 are added to subsection (2) and paragraph (d) is added to
233 subsection (6) of that section, to read:

234 1006.07 District school board duties relating to student
235 discipline and school safety.—The district school board shall
236 provide for the proper accounting for all students, for the
237 attendance and control of students at school, and for proper
238 attention to health, safety, and other matters relating to the
239 welfare of students, including:

240 (2) CODE OF STUDENT CONDUCT.—Adopt a code of student
241 conduct for elementary schools and a code of student conduct for
242 middle and high schools and distribute the appropriate code to
243 all teachers, school personnel, students, and parents, at the
244 beginning of every school year. Each code shall be organized and
245 written in language that is understandable to students and
246 parents and shall be discussed at the beginning of every school
247 year in student classes, school advisory council meetings, and
248 parent and teacher association or organization meetings. Each
249 code shall be based on the rules governing student conduct and
250 discipline adopted by the district school board and shall be

251 made available in the student handbook or similar publication.
252 Each code shall include, but is not limited to:

253 (n) Criteria for recommending to law enforcement that a
254 student who commits a criminal offense be allowed to participate
255 in a civil citation or similar prearrest diversion program as an
256 alternative to expulsion or arrest. All civil citation or
257 similar prearrest diversion programs must comply with s. 985.12.

258 (o) Criteria for assigning a student who commits a petty
259 act of misconduct, as defined by the district school board
260 pursuant to s. 1006.13(2)(c), to a school-based intervention
261 program. A student's participation in a school-based
262 intervention program may not be entered into the Juvenile
263 Justice Information System Prevention Web.

264 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

265 (a) Formulate and prescribe policies and procedures, in
266 consultation with the appropriate public safety agencies, for
267 emergency drills and for actual emergencies, including, but not
268 limited to, fires, natural disasters, active shooter and hostage
269 situations, and bomb threats, for all students and faculty at
270 all public schools of the district comprised of grades K-12.
271 Drills for active shooter and hostage situations shall be
272 conducted in accordance with developmentally appropriate and
273 age-appropriate procedures at least as often as other emergency
274 drills. District school board policies shall include commonly
275 used alarm system responses for specific types of emergencies

276 and verification by each school that drills have been provided
 277 as required by law and fire protection codes and may provide
 278 accommodations for drills conducted by exceptional student
 279 education centers. District school boards shall establish an ~~The~~
 280 emergency response and emergency preparedness policy that
 281 includes, but is not limited to, identifying ~~shall identify~~ the
 282 individuals responsible for contacting the primary emergency
 283 response agency and the emergency response agency that is
 284 responsible for notifying the school district for each type of
 285 emergency.

286 (b) Provide ~~Establish model emergency management and~~
 287 ~~emergency preparedness procedures, including emergency timely~~
 288 ~~notification to parents~~ procedures pursuant to paragraph (a),
 289 for the following unlawful acts or significant emergencies that
 290 occur on school grounds, school transportation, or school-
 291 sponsored activities ~~life-threatening emergencies:~~

292 1. Weapons possession or use ~~Weapon-use~~, hostage, and
 293 active shooter situations. The active shooter situation training
 294 for each school must engage the participation of the district
 295 school safety specialist, threat assessment team members,
 296 faculty, staff, and students and must be conducted by the law
 297 enforcement agency or agencies that are designated as first
 298 responders to the school's campus.

299 2. Murder, homicide, or manslaughter.

300 3. Sex offenses, including rape, sexual assault, or sexual

301 misconduct with a student by school personnel.

302 4. Aggravated assault or battery.

303 ~~2. Hazardous materials or toxic chemical spills.~~

304 5.3. Natural Weather emergencies, including hurricanes,
305 tornadoes, and severe storms.

306 ~~6.4.~~ Exposure as a result of a manmade emergency.

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

312 (d) Each district school board and charter school
313 governing board must adopt, in coordination with local law
314 enforcement agencies, a family reunification plan to reunite
315 students and employees with their families in the event that a
316 school is closed or unexpectedly evacuated due to a natural or
317 manmade emergency.

318 (7) THREAT ASSESSMENT TEAMS.—Each district school board
319 shall adopt policies for the establishment of threat assessment
320 teams at each school whose duties include the coordination of
321 resources and assessment and intervention with individuals whose
322 behavior may pose a threat to the safety of school staff or
323 students consistent with the model policies developed by the
324 Office of Safe Schools. Such policies must include procedures
325 for referrals to mental health services identified by the school

326 district pursuant to s. 1012.584(4), when appropriate, and
327 procedures for behavioral threat assessments in compliance with
328 the instrument developed pursuant to s. 1001.212(12).

329 (a) A threat assessment team shall include persons with
330 expertise in counseling, instruction, school administration, and
331 law enforcement. Members of the threat assessment team must be
332 involved in the threat assessment process and final decision.

333 The threat assessment teams shall identify members of the school
334 community to whom threatening behavior should be reported and
335 provide guidance to students, faculty, and staff regarding
336 recognition of threatening or aberrant behavior that may
337 represent a threat to the community, school, or self. ~~Upon the~~
338 ~~availability of the behavioral threat assessment instrument~~
339 ~~developed pursuant to s. 1001.212(12),~~ The threat assessment
340 team shall use the behavioral threat assessment ~~that~~ instrument
341 developed pursuant to s. 1001.212(12).

342 (9) SCHOOL ENVIRONMENTAL SAFETY INCIDENT REPORTING.—Each
343 district school board shall adopt policies to ensure the
344 accurate and timely reporting of incidents related to school
345 safety and discipline. The district school superintendent is
346 responsible for school environmental safety incident reporting.
347 A district school superintendent who fails to comply with this
348 subsection is subject to the penalties specified in law,
349 including, but not limited to, s. 1001.42(13)(b) or s.
350 1001.51(12)(b), as applicable. The State Board of Education

351 shall adopt rules establishing the requirements for the school
352 environmental safety incident report. Annually, the department
353 shall include the most recently available school environmental
354 safety incident data along with other school accountability and
355 performance data in a uniform, statewide format that is easy to
356 read and understand.

357 Section 9. Section 1006.12, Florida Statutes, is amended
358 to read:

359 1006.12 Safe-school officers at each public school.—For
360 the protection and safety of school personnel, property,
361 students, and visitors, each district school board and school
362 district superintendent shall partner with law enforcement
363 agencies or security agencies to establish or assign one or more
364 safe-school officers at each school facility within the
365 district, including charter schools. A district school board
366 must collaborate with charter school governing boards to
367 facilitate charter school access to all safe-school officer
368 options available under this section. The school district may
369 implement any combination of the options in subsections (1)–(4)
370 to best meet the needs of the school district and charter
371 schools.

372 (1) SCHOOL RESOURCE OFFICER.—A school district may
373 establish school resource officer programs through a cooperative
374 agreement with law enforcement agencies.

375 (a) School resource officers shall undergo criminal

376 background checks, drug testing, and a psychological evaluation
377 and be certified law enforcement officers, as defined in s.
378 943.10(1), who are employed by a law enforcement agency as
379 defined in s. 943.10(4). The powers and duties of a law
380 enforcement officer shall continue throughout the employee's
381 tenure as a school resource officer.

382 (b) School resource officers shall abide by district
383 school board policies and shall consult with and coordinate
384 activities through the school principal, but shall be
385 responsible to the law enforcement agency in all matters
386 relating to employment, subject to agreements between a district
387 school board and a law enforcement agency. Activities conducted
388 by the school resource officer which are part of the regular
389 instructional program of the school shall be under the direction
390 of the school principal.

391 ~~(c) Complete mental health crisis intervention training~~
392 ~~using a curriculum developed by a national organization with~~
393 ~~expertise in mental health crisis intervention. The training~~
394 ~~shall improve officers' knowledge and skills as first responders~~
395 ~~to incidents involving students with emotional disturbance or~~
396 ~~mental illness, including de-escalation skills to ensure student~~
397 ~~and officer safety.~~

398 (2) SCHOOL SAFETY OFFICER.—A school district may
399 commission one or more school safety officers for the protection
400 and safety of school personnel, property, and students within

401 the school district. The district school superintendent may
402 recommend, and the district school board may appoint, one or
403 more school safety officers.

404 (a) School safety officers shall undergo criminal
405 background checks, drug testing, and a psychological evaluation
406 and be law enforcement officers, as defined in s. 943.10(1),
407 certified under ~~the provisions of~~ chapter 943 and employed by
408 either a law enforcement agency or by the district school board.
409 If the officer is employed by the district school board, the
410 district school board is the employing agency for purposes of
411 chapter 943, and must comply with ~~the provisions of~~ that
412 chapter.

413 (b) A school safety officer has and shall exercise the
414 power to make arrests for violations of law on district school
415 board property or on property owned or leased by a charter
416 school under the charter contract, as applicable, and to arrest
417 persons, whether on or off such property, who violate any law on
418 such property under the same conditions that deputy sheriffs are
419 authorized to make arrests. A school safety officer has the
420 authority to carry weapons when performing his or her official
421 duties.

422 (c) A district school board may enter into mutual aid
423 agreements with one or more law enforcement agencies as provided
424 in chapter 23. A school safety officer's salary may be paid
425 jointly by the district school board and the law enforcement

426 | agency, as mutually agreed to.

427 | (3) SCHOOL GUARDIAN.—At the school district's or the
 428 | charter school governing board's discretion, as applicable,
 429 | pursuant to s. 30.15, a school district or charter school
 430 | governing board may participate in the Coach Aaron Feis Guardian
 431 | Program to meet the requirement of establishing a safe-school
 432 | officer. The following individuals may serve as a school
 433 | guardian, in support of school-sanctioned activities for
 434 | purposes of s. 790.115, upon satisfactory completion of the
 435 | requirements under s. 30.15(1)(k) and certification by a
 436 | sheriff:

437 | (a) A school district employee or personnel, as defined
 438 | under s. 1012.01, or a charter school employee, as provided
 439 | under s. 1002.33(12)(a), who volunteers to serve as a school
 440 | guardian in addition to his or her official job duties; or

441 | (b) An employee of a school district or a charter school
 442 | who is hired for the specific purpose of serving as a school
 443 | guardian.

444 | (4) SCHOOL SECURITY GUARD.—A school district or charter
 445 | school governing board may contract with a security agency as
 446 | defined in s. 493.6101(18) to employ as a school security guard
 447 | an individual who holds a Class "D" and Class "G" license
 448 | pursuant to chapter 493, provided the following training and
 449 | contractual conditions are met:

450 | (a) An individual who serves as a school security guard,

451 for purposes of satisfying the requirements of this section,
452 must:

453 1. Demonstrate completion of 144 hours of required
454 training pursuant to s. 30.15(1)(k)2.

455 2. Pass a psychological evaluation administered by a
456 psychologist licensed under chapter 490 and designated by the
457 Department of Law Enforcement and submit the results of the
458 evaluation to the sheriff's office, school district, or charter
459 school governing board, as applicable. The Department of Law
460 Enforcement is authorized to provide the sheriff's office,
461 school district, or charter school governing board with mental
462 health and substance abuse data for compliance with this
463 paragraph.

464 3. Submit to and pass an initial drug test and subsequent
465 random drug tests in accordance with the requirements of s.
466 112.0455 and the sheriff's office, school district, or charter
467 school governing board, as applicable.

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

472 (b) The contract between a security agency and a school
473 district or a charter school governing board regarding
474 requirements applicable to school security guards serving in the
475 capacity of a safe-school officer for purposes of satisfying the

476 requirements of this section shall define the entity or entities
477 responsible for training and the responsibilities for
478 maintaining records relating to training, inspection, and
479 firearm qualification.

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

485 (5) NOTIFICATION.—The district school superintendent or
486 charter school administrator ~~school district~~ shall notify the
487 county sheriff and the Office of Safe Schools immediately after,
488 but no later than 72 hours after:

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

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

494 (6) CRISIS INTERVENTION TRAINING.—Each safe-school officer
495 must complete mental health crisis intervention training using a
496 curriculum developed by a national organization with expertise
497 in mental health crisis intervention. The training shall improve
498 the officer's knowledge and skills as a first responder to
499 incidents involving students with emotional disturbance or
500 mental illness, including de-escalation skills to ensure student

501 and officer safety.

502 (7) LIMITATIONS.—An individual must satisfy the background
503 screening, psychological evaluation, and drug test requirements
504 and be approved by the sheriff before participating in any
505 training required by s. 30.15(1)(k), which may only be conducted
506 by a sheriff. A sheriff may designate other licensed
507 professionals who may conduct psychological evaluations in
508 addition to the professionals identified in s. 30.15(1)(k).

509 (8) ~~(6)~~ EXEMPTION.—Any information that would identify
510 whether a particular individual has been appointed as a safe-
511 school officer pursuant to this section held by a law
512 enforcement agency, school district, or charter school is exempt
513 from s. 119.07(1) and s. 24(a), Art. I of the State
514 Constitution. This subsection is subject to the Open Government
515 Sunset Review Act in accordance with s. 119.15 and shall stand
516 repealed on October 2, 2023, unless reviewed and saved from
517 repeal through reenactment by the Legislature.

518
519 If a district school board, through its adopted policies,
520 procedures, or actions, denies a charter school access to any
521 safe-school officer options pursuant to this section or if the
522 charter school notifies the school district that it is unable to
523 obtain a school resource officer or school safety officer on the
524 same terms and conditions as the school district or that its
525 employees are unable to complete guardian training in time to

526 meet the requirements of law, the school district must assign a
527 school resource officer or school safety officer to the charter
528 school. Under such circumstances, the charter school's share of
529 the costs of the school resource officer or school safety
530 officer may not exceed the safe school allocation funds provided
531 to the charter school pursuant to s. 1011.62(15) and shall be
532 retained by the school district.

533 Section 10. Paragraph (a) of subsection (2) of section
534 1006.1493, Florida Statutes, is amended to read:

535 1006.1493 Florida Safe Schools Assessment Tool.—

536 (2) The FSSAT must help school officials identify threats,
537 vulnerabilities, and appropriate safety controls for the schools
538 that they supervise, pursuant to the security risk assessment
539 requirements of s. 1006.07(6).

540 (a) At a minimum, the FSSAT must address all of the
541 following components:

- 542 1. School emergency and crisis preparedness planning;
- 543 2. Security, crime, and violence prevention policies and
544 procedures;
- 545 3. Physical security measures;
- 546 4. Professional development training needs;
- 547 5. An examination of support service roles in school
548 safety, security, and emergency planning;
- 549 6. School security and school police staffing, operational
550 practices, and related services;

551 7. School and community collaboration on school safety;
 552 and

553 8. Policies and procedures to prepare for and respond to
 554 natural and manmade emergencies, including family reunification
 555 plans to reunite students and employees with their families
 556 after a school is closed or unexpectedly evacuated due to such
 557 emergencies; and

558 ~~9.8.~~ A return on investment analysis of the recommended
 559 physical security controls.

560 Section 11. Paragraph (e) is added to subsection (4) of
 561 section 1008.32, Florida Statutes, to read:

562 1008.32 State Board of Education oversight enforcement
 563 authority.—The State Board of Education shall oversee the
 564 performance of district school boards and Florida College System
 565 institution boards of trustees in enforcement of all laws and
 566 rules. District school boards and Florida College System
 567 institution boards of trustees shall be primarily responsible
 568 for compliance with law and state board rule.

569 (4) If the State Board of Education determines that a
 570 district school board or Florida College System institution
 571 board of trustees is unwilling or unable to comply with law or
 572 state board rule within the specified time, the state board
 573 shall have the authority to initiate any of the following
 574 actions:

575 (e) Direct the school district to suspend the salary of

576 the district school superintendent and, if the superintendent is
577 appointed, the salaries of the district school board members
578 until such time as the noncompliance is remedied where the
579 noncompliance is related to school safety.

580 Section 12. Paragraphs (b) and (d) of subsection (16) of
581 section 1011.62, Florida Statutes, are amended to read:

582 1011.62 Funds for operation of schools.—If the annual
583 allocation from the Florida Education Finance Program to each
584 district for operation of schools is not determined in the
585 annual appropriations act or the substantive bill implementing
586 the annual appropriations act, it shall be determined as
587 follows:

588 (16) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental
589 health assistance allocation is created to provide funding to
590 assist school districts in establishing or expanding school-
591 based mental health care; train educators and other school staff
592 in detecting and responding to mental health issues; and connect
593 children, youth, and families who may experience behavioral
594 health issues with appropriate services. These funds shall be
595 allocated annually in the General Appropriations Act or other
596 law to each eligible school district. Each school district shall
597 receive a minimum of \$100,000, with the remaining balance
598 allocated based on each school district's proportionate share of
599 the state's total unweighted full-time equivalent student
600 enrollment. Charter schools that submit a plan separate from the

601 school district are entitled to a proportionate share of
602 district funding. The allocated funds may not supplant funds
603 that are provided for this purpose from other operating funds
604 and may not be used to increase salaries or provide bonuses.
605 School districts are encouraged to maximize third-party health
606 insurance benefits and Medicaid claiming for services, where
607 appropriate.

608 (b) The plans required under paragraph (a) must be focused
609 on a multitiered system of supports to deliver evidence-based
610 mental health care assessment, diagnosis, intervention,
611 treatment, and recovery services to students with one or more
612 mental health or co-occurring substance abuse diagnoses and to
613 students at high risk of such diagnoses. The provision of these
614 services must be coordinated with a student's primary mental
615 health care provider and with other mental health providers
616 involved in the student's care. At a minimum, the plans must
617 include the following elements:

618 1. Direct employment of school-based mental health
619 services providers to expand and enhance school-based student
620 services and to reduce the ratio of students to staff in order
621 to better align with nationally recommended ratio models. These
622 providers include, but are not limited to, certified school
623 counselors, school psychologists, school social workers, and
624 other licensed mental health professionals. The plan also must
625 identify strategies to increase the amount of time that school-

626 based student services personnel spend providing direct services
627 to students, which may include the review and revision of
628 district staffing resource allocations based on school or
629 student mental health assistance needs.

630 2. Contracts or interagency agreements with one or more
631 local community behavioral health providers, managing entities
632 established in s. 394.9082, or providers of Community Action
633 Team services to provide ~~a behavioral health staff presence and~~
634 or behavioral health services for at district schools. Services
635 may include, but are not limited to, mental health screenings
636 and assessments, individual counseling, family counseling, group
637 counseling, psychiatric or psychological services, trauma-
638 informed care, mobile crisis services, and behavior
639 modification. These behavioral health services may be provided
640 on or off the school campus and may be supplemented by
641 telehealth.

642 3. Policies and procedures, including contracts with
643 service providers, which will ensure that:

644 a. Students who are referred to a school-based or
645 community-based mental health service provider for mental health
646 screening for the identification of mental health concerns and
647 ensure that the assessment of students at risk for mental health
648 disorders occurs within 15 days of referral. School-based mental
649 health services must be initiated within 15 days after
650 identification and assessment, and support by community-based

651 mental health service providers for students who are referred
652 for community-based mental health services must be initiated
653 within 30 days after the school or district makes a referral.

654 b. Safe-school officers are using mental health crisis
655 intervention training and de-escalation skills as provided in
656 training required under s. 1006.12.

657 c. Parents of a student receiving services under this
658 subsection are provided information about other behavioral
659 health services available through the student's school or local
660 community-based behavioral health services providers. A school
661 may meet this requirement by providing information about and
662 Internet addresses for web-based directories or guides for local
663 behavioral health services.

664 d. Individuals living in a household with a student
665 receiving services under this subsection are provided
666 information about behavioral health services available through
667 other delivery systems or payors for which the individuals may
668 qualify, if such services appear to be needed or enhancements in
669 those individuals' behavioral health would contribute to the
670 improved well-being of the student.

671 4. Strategies or programs to reduce the likelihood of at-
672 risk students developing social, emotional, or behavioral health
673 problems, depression, anxiety disorders, suicidal tendencies, or
674 substance use disorders.

675 5. Strategies to improve the early identification of

676 social, emotional, or behavioral problems or substance use
677 disorders, to improve the provision of early intervention
678 services, and to assist students in dealing with trauma and
679 violence.

680 (d) Beginning September 30, 2019, and annually by
681 September 30 thereafter, each school district shall submit to
682 the Department of Education a report on its program outcomes and
683 expenditures for the previous fiscal year. The department shall
684 publish on its website, in consultation with the Louis de la
685 Parte Florida Mental Health Institute established under s.
686 1004.44, a report on the availability and effectiveness of
687 mental health services provided pursuant to this subsection by
688 December 1 of each year. The report must include that, at a
689 minimum, ~~must include~~ the number of each of the following:

- 690 1. Students who receive screenings or assessments.
- 691 2. Students who are referred to either school-based or
692 community-based providers for services or assistance.
- 693 3. Students who receive either school-based or community-
694 based interventions, services, or assistance, including
695 assessments by a mobile response team.
- 696 4. School-based and community-based mental health
697 providers, including licensure type, paid for from funds
698 provided through the allocation.
- 699 5. Contract-based collaborative efforts or partnerships
700 with community mental health programs, agencies, or providers.

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701 6. Involuntary examinations initiated on school grounds,
702 school transportation, or school-sponsored activities, by grade
703 level, including whether a student's parent was notified as
704 required pursuant to ss. 1002.20(3) and 1002.33(9).

705 Section 13. Except as otherwise expressly provided in the
706 act, this act shall take effect July 1, 2021.