

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 threats, unlawful acts, and
29 | significant emergencies and access to certain incident
30 | reports; amending s. 1006.07, F.S.; requiring codes of
31 | student conduct to include provisions relating to
32 | civil citation or similar prearrest diversion programs
33 | for specified purposes; requiring codes of student
34 | conduct to include provisions relating to the
35 | assignment of students to school-based intervention
36 | programs; prohibiting participation in such programs
37 | from being entered into a specified system under
38 | certain circumstances; authorizing certain procedures
39 | to include accommodations for specified drills;
40 | requiring district school boards to establish certain
41 | emergency response and emergency preparedness policies
42 | and procedures and provide timely notification to
43 | parents following certain threats, unlawful acts, or
44 | significant emergencies; revising provisions relating
45 | to active shooter situation training for schools;
46 | requiring district school boards and charter school
47 | governing boards, in coordination with local law
48 | enforcement agencies and local governments, to adopt a
49 | family reunification plan for specified purposes;
50 | providing requirements for members of a threat

51 assessment team; requiring the Department of Education
52 to include certain data in a specified format;
53 amending s. 1006.12, F.S.; revising provisions
54 relating to the duties of school safety officers;
55 requiring the district school superintendent or
56 charter school administrator to provide certain
57 notifications relating to safe-school officers;
58 requiring safe-school officers to complete a specified
59 training; providing requirements for such training;
60 requiring individuals to meet certain criteria before
61 participating in specified training; providing
62 requirements for such training; requiring school
63 districts to provide charter schools with specified
64 safe-school officers under additional circumstances;
65 amending s. 1006.1493, F.S.; requiring the Florida
66 Safe Schools Assessment Tool to address policies and
67 procedures relating to certain emergencies; amending
68 s. 1008.32, F.S.; authorizing the state board to
69 direct a school district to suspend the salaries of
70 specified individuals under certain circumstances
71 relating to school safety; amending s. 1011.62, F.S.;
72 revising the mental health assistance allocation plans
73 to include certain policies and procedures relating to
74 certain behavioral health services available to
75 students; requiring the department to publish on its

76 | website, in consultation with the Louis de la Parte
 77 | Florida Mental Health Institute, a report on the
 78 | availability and effectiveness of mental health
 79 | services by a specified date, annually; providing
 80 | effective dates.

81 |
 82 | Be It Enacted by the Legislature of the State of Florida:

83 |
 84 | Section 1. Paragraph (e) of subsection (2) of section
 85 | 394.463, Florida Statutes, is amended to read:

86 | 394.463 Involuntary examination.—

87 | (2) INVOLUNTARY EXAMINATION.—

88 | (e) The department shall receive and maintain the copies
 89 | of ex parte orders, involuntary outpatient services orders
 90 | issued pursuant to s. 394.4655, involuntary inpatient placement
 91 | orders issued pursuant to s. 394.467, professional certificates,
 92 | and law enforcement officers' reports. These documents shall be
 93 | considered part of the clinical record, governed by the
 94 | provisions of s. 394.4615. These documents shall be used to
 95 | prepare annual reports analyzing the data obtained from these
 96 | documents, without information identifying patients, and shall
 97 | provide copies of reports to the department, the President of
 98 | the Senate, the Speaker of the House of Representatives, and the
 99 | minority leaders of the Senate and the House of Representatives.
 100 | The department shall also analyze data on the initiation of

101 involuntary examinations of kindergarten through grade 12
102 students including, for each public school, the number of
103 students transported from school grounds, school transportation,
104 or school-sponsored activities to a receiving facility and the
105 number and type of professionals, as identified in subparagraph
106 (2) (a)2. or subparagraph (2) (a)3., who initiate such involuntary
107 examinations, including whether the professional is school-based
108 or community-based.

109 Section 2. Effective October 1, 2021, paragraph (c) is
110 added to subsection (2) of section 943.082, Florida Statutes, to
111 read:

112 943.082 School Safety Awareness Program.—

113 (2) The reporting tool must notify the reporting party of
114 the following information:

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

123 Section 3. Paragraph (a) of subsection (2) of section
124 943.687, Florida Statutes, is amended to read:

125 943.687 Marjory Stoneman Douglas High School Public Safety

126 Commission.—

127 (2) (a) The commission shall convene no later than June 1,
 128 2018, and shall be composed of 19 ~~16~~ members. Six ~~Five~~ members
 129 shall be appointed by the President of the Senate, six ~~five~~
 130 members shall be appointed by the Speaker of the House of
 131 Representatives, and six ~~five~~ members shall be appointed by the
 132 Governor. From the members of the commission, the Governor shall
 133 appoint the chair. Appointments must be made by April 30, 2018.
 134 The Commissioner of the Department of Law Enforcement shall
 135 serve as a member of the commission. The Secretary of Children
 136 and Families, the Secretary of Juvenile Justice, the Secretary
 137 of Health Care Administration, and the Commissioner of Education
 138 shall serve as ex officio, nonvoting members of the commission.
 139 Members shall serve at the pleasure of the officer who appointed
 140 the member. A vacancy on the commission shall be filled in the
 141 same manner as the original appointment and, to the maximum
 142 extent possible, achieve equal representation of school
 143 district, law enforcement, and behavioral health care
 144 professionals and parents.

145 Section 4. Paragraph (f) of subsection (2) of section
 146 985.12, Florida Statutes, is amended to read:

147 985.12 Civil citation or similar prearrest diversion
 148 programs.—

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

151 (f) Each civil citation or similar prearrest diversion
152 program shall enter the appropriate youth data into the Juvenile
153 Justice Information System Prevention Web within 7 days after
154 the admission of the youth into the program. Beginning in fiscal
155 year 2022-2023, law enforcement officers must have field access
156 to civil citation and prearrest diversion information.

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

159 1001.11 Commissioner of Education; other duties.—

160 (9) The commissioner shall oversee compliance with the
161 requirements relating to school safety and security ~~requirements~~
162 ~~of the Marjory Stoneman Douglas High School Public Safety Act,~~
163 ~~chapter 2018-3, Laws of Florida,~~ by school districts; district
164 school superintendents; and public schools, including charter
165 schools. Upon notification by the Office of Safe Schools that a
166 district school board has failed to comply with the requirements
167 relating to school safety and security, the commissioner shall
168 require the district school board to withhold further payment of
169 the salary of the superintendent as authorized under s.
170 1001.42(13)(b). Upon notification by the Office of Safe Schools
171 that a charter school has failed to comply with the requirements
172 relating to school safety and security, the commissioner must
173 facilitate compliance by charter schools by recommending actions
174 to the district school board pursuant to s. 1002.33. The
175 commissioner must facilitate compliance to the maximum extent

176 provided under law, identify incidents of noncompliance, and
 177 impose or recommend to the State Board of Education, the
 178 Governor, or the Legislature enforcement and sanctioning actions
 179 pursuant to s. 1008.32 and other authority granted under law.

180 Section 6. Subsections (14) and (15) of section 1001.212,
 181 Florida Statutes, are renumbered as subsections (15) and (16),
 182 respectively, subsections (2), (7), and (8) are amended, and a
 183 new subsection (14) is added to that section, to read:

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

192 (2) Provide ongoing professional development opportunities
 193 to school district and charter school personnel.

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

197 (8) Provide technical assistance to school districts and
 198 charter school governing boards for school environmental safety
 199 incident reporting as required under s. 1006.07(9). The office
 200 shall collect data through school environmental safety incident

201 reports on incidents involving any person which occur on school
202 premises, on school transportation, and at off-campus, school-
203 sponsored events. The office shall review and evaluate school
204 district reports to ensure compliance with reporting
205 requirements. ~~Upon notification by the department that a~~
206 ~~superintendent has failed to comply with the requirements of s.~~
207 ~~1006.07(9), the district school board shall withhold further~~
208 ~~payment of his or her salary as authorized under s.~~
209 ~~1001.42(13)(b) and impose other appropriate sanctions that the~~
210 ~~commissioner or state board by law may impose.~~

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

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

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

226 (25) SAFE SCHOOLS.—

227 (a) School safety and emergency incidents.—Parents of
228 public school students have a right to timely notification of
229 threats, unlawful acts, and significant emergencies pursuant to
230 s. 1006.07(4) and (7).

231 (b) School environmental safety incident reporting.—
232 Parents of public school students have a right to access school
233 safety and discipline incidents as reported pursuant to s.
234 1006.07(9).

235 Section 8. Paragraphs (a) and (b) of subsection (4),
236 paragraph (a) of subsection (6), paragraph (a) of subsection
237 (7), and subsection (9) of section 1006.07, Florida Statutes,
238 are amended, paragraphs (n) and (o) are added to subsection (2)
239 and paragraph (d) is added to subsection (6) of that section, to
240 read:

241 1006.07 District school board duties relating to student
242 discipline and school safety.—The district school board shall
243 provide for the proper accounting for all students, for the
244 attendance and control of students at school, and for proper
245 attention to health, safety, and other matters relating to the
246 welfare of students, including:

247 (2) CODE OF STUDENT CONDUCT.—Adopt a code of student
248 conduct for elementary schools and a code of student conduct for
249 middle and high schools and distribute the appropriate code to
250 all teachers, school personnel, students, and parents, at the

251 beginning of every school year. Each code shall be organized and
252 written in language that is understandable to students and
253 parents and shall be discussed at the beginning of every school
254 year in student classes, school advisory council meetings, and
255 parent and teacher association or organization meetings. Each
256 code shall be based on the rules governing student conduct and
257 discipline adopted by the district school board and shall be
258 made available in the student handbook or similar publication.
259 Each code shall include, but is not limited to:

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

265 (o) Criteria for assigning a student who commits a petty
266 act of misconduct, as defined by the district school board
267 pursuant to s. 1006.13(2)(c), to a school-based intervention
268 program. If a student's assignment is based on a noncriminal
269 offense, the student's participation in a school-based
270 intervention program may not be entered into the Juvenile
271 Justice Information System Prevention Web.

272 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

273 (a) Formulate and prescribe policies and procedures, in
274 consultation with the appropriate public safety agencies, for
275 emergency drills and for actual emergencies, including, but not

276 | limited to, fires, natural disasters, active assailant shooter
 277 | and hostage situations, and bomb threats, for all students and
 278 | faculty at all public schools of the district comprised of
 279 | grades K-12. Drills for active assailant shooter and hostage
 280 | situations shall be conducted in accordance with developmentally
 281 | appropriate and age-appropriate procedures at least as often as
 282 | other emergency drills. District school board policies shall
 283 | include commonly used alarm system responses for specific types
 284 | of emergencies and verification by each school that drills have
 285 | been provided as required by law and fire protection codes and
 286 | may provide accommodations for drills conducted by exceptional
 287 | student education centers. District school boards shall
 288 | establish ~~The~~ emergency response and emergency preparedness
 289 | policies and procedures that include, but are not limited to,
 290 | identifying ~~policy shall identify~~ the individuals responsible
 291 | for contacting the primary emergency response agency and the
 292 | emergency response agency that is responsible for notifying the
 293 | school district for each type of emergency.

294 | (b) Provide ~~Establish model emergency management and~~
 295 | ~~emergency preparedness procedures, including emergency~~ timely
 296 | notification to parents of threats pursuant to policies adopted
 297 | under subsection (7) and ~~procedures pursuant to paragraph (a),~~
 298 | ~~for~~ the following unlawful acts or significant emergencies that
 299 | occur on school grounds, school transportation, or school-
 300 | sponsored activities ~~life-threatening emergencies:~~

301 1. Weapons possession or use ~~Weapon-use~~, hostage, and
 302 active assailant ~~shooter~~ situations. The active assailant
 303 ~~shooter~~ situation training for each school must engage the
 304 participation of the district school safety specialist, threat
 305 assessment team members, faculty, staff, and students and must
 306 be conducted by the law enforcement agency or agencies that are
 307 designated as first responders to the school's campus.

308 2. Murder, homicide, or manslaughter.

309 3. Sex offenses, including rape, sexual assault, or sexual
 310 misconduct with a student by school personnel.

311 4. Aggravated assault or aggravated battery as described
 312 in s. 784.021 or s. 784.045, respectively.

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

314 ~~5.3.~~ Natural ~~Weather~~ emergencies, including hurricanes,
 315 tornadoes, and severe storms.

316 ~~6.4.~~ Exposure as a result of a manmade emergency.

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

322 (a) Each district school superintendent shall designate a
 323 school safety specialist for the district. The school safety
 324 specialist must be a school administrator employed by the school
 325 district or a law enforcement officer employed by the sheriff's

326 office located in the school district. Any school safety
327 specialist designated from the sheriff's office must first be
328 authorized and approved by the sheriff employing the law
329 enforcement officer. Any school safety specialist designated
330 from the sheriff's office remains the employee of the office for
331 purposes of compensation, insurance, workers' compensation, and
332 other benefits authorized by law for a law enforcement officer
333 employed by the sheriff's office. The sheriff and the school
334 superintendent may determine by agreement the reimbursement for
335 such costs, or may share the costs, associated with employment
336 of the law enforcement officer as a school safety specialist.
337 The school safety specialist must earn a certificate of
338 completion of the school safety specialist training provided by
339 the Office of Safe Schools within 1 year after appointment and
340 is responsible for the supervision and oversight for all school
341 safety and security personnel, policies, and procedures in the
342 school district. The school safety specialist shall:

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

347 2. Provide the necessary training and resources to
348 students and school district staff in matters relating to youth
349 mental health awareness and assistance; emergency procedures,
350 including active assailant ~~shooter~~ training; and school safety

351 and security.

352 3. Serve as the school district liaison with local public
353 safety agencies and national, state, and community agencies and
354 organizations in matters of school safety and security.

355 4. In collaboration with the appropriate public safety
356 agencies, as that term is defined in s. 365.171, by October 1 of
357 each year, conduct a school security risk assessment at each
358 public school using the Florida Safe Schools Assessment Tool
359 developed by the Office of Safe Schools pursuant to s.
360 1006.1493. Based on the assessment findings, the district's
361 school safety specialist shall provide recommendations to the
362 district school superintendent and the district school board
363 which identify strategies and activities that the district
364 school board should implement in order to address the findings
365 and improve school safety and security. Each district school
366 board must receive such findings and the school safety
367 specialist's recommendations at a publicly noticed district
368 school board meeting to provide the public an opportunity to
369 hear the district school board members discuss and take action
370 on the findings and recommendations. Each school safety
371 specialist shall report such findings and school board action to
372 the Office of Safe Schools within 30 days after the district
373 school board meeting.

374 (d) Each district school board and charter school
375 governing board must adopt, in coordination with local law

376 enforcement agencies and local governments, a family
377 reunification plan to reunite students and employees with their
378 families in the event that a school is closed or unexpectedly
379 evacuated due to a natural or manmade emergency.

380 (7) THREAT ASSESSMENT TEAMS.—Each district school board
381 shall adopt policies for the establishment of threat assessment
382 teams at each school. Consistent with the model policies and
383 best practices developed by the Office of Safe Schools, threat
384 assessment team ~~whose~~ duties include the coordination of
385 resources and assessment and intervention with individuals whose
386 behavior may pose a threat to the safety of school staff or
387 students and notification to parents that the threat has been
388 resolved and actions have been taken, if permitted by law
389 ~~consistent with the model policies developed by the Office of~~
390 ~~Safe Schools.~~ Such policies must include procedures for
391 referrals to mental health services identified by the school
392 district pursuant to s. 1012.584(4), when appropriate, and
393 procedures for behavioral threat assessments in compliance with
394 the instrument developed pursuant to s. 1001.212(12).

395 (a) A threat assessment team shall include persons with
396 expertise in counseling, instruction, school administration, and
397 law enforcement. Threat assessment team members should reflect
398 the demographic makeup of the students at the school. Members of
399 the threat assessment team must be involved in the threat
400 assessment process and final decision. The threat assessment

401 teams shall identify members of the school community to whom
 402 threatening behavior should be reported and provide guidance to
 403 students, faculty, and staff regarding recognition of
 404 threatening or aberrant behavior that may represent a threat to
 405 the community, school, or self. ~~Upon the availability of the~~
 406 ~~behavioral threat assessment instrument developed pursuant to s.~~
 407 ~~1001.212(12),~~ The threat assessment team shall use the
 408 behavioral threat assessment ~~that~~ instrument developed pursuant
 409 to s. 1001.212(12).

410 (9) SCHOOL ENVIRONMENTAL SAFETY INCIDENT REPORTING.—Each
 411 district school board shall adopt policies to ensure the
 412 accurate and timely reporting of incidents related to school
 413 safety and discipline. The district school superintendent is
 414 responsible for school environmental safety incident reporting.
 415 A district school superintendent who fails to comply with this
 416 subsection is subject to the penalties specified in law,
 417 including, but not limited to, s. 1001.42(13)(b) or s.
 418 1001.51(12)(b), as applicable. The State Board of Education
 419 shall adopt rules establishing the requirements for the school
 420 environmental safety incident report. Annually, the department
 421 shall include the most recently available school environmental
 422 safety incident data along with other school accountability and
 423 performance data in a uniform, statewide format that is easy to
 424 read and understand.

425 Section 9. Section 1006.12, Florida Statutes, is amended

426 to read:

427 1006.12 Safe-school officers at each public school.—For
428 the protection and safety of school personnel, property,
429 students, and visitors, each district school board and school
430 district superintendent shall partner with law enforcement
431 agencies or security agencies to establish or assign one or more
432 safe-school officers at each school facility within the
433 district, including charter schools. A district school board
434 must collaborate with charter school governing boards to
435 facilitate charter school access to all safe-school officer
436 options available under this section. The school district may
437 implement any combination of the options in subsections (1)-(4)
438 to best meet the needs of the school district and charter
439 schools.

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

443 (a) School resource officers shall undergo criminal
444 background checks, drug testing, and a psychological evaluation
445 and be certified law enforcement officers, as defined in s.
446 943.10(1), who are employed by a law enforcement agency as
447 defined in s. 943.10(4). The powers and duties of a law
448 enforcement officer shall continue throughout the employee's
449 tenure as a school resource officer.

450 (b) School resource officers shall abide by district

451 school board policies and shall consult with and coordinate
452 activities through the school principal, but shall be
453 responsible to the law enforcement agency in all matters
454 relating to employment, subject to agreements between a district
455 school board and a law enforcement agency. Activities conducted
456 by the school resource officer which are part of the regular
457 instructional program of the school shall be under the direction
458 of the school principal.

459 ~~(c) Complete mental health crisis intervention training~~
460 ~~using a curriculum developed by a national organization with~~
461 ~~expertise in mental health crisis intervention. The training~~
462 ~~shall improve officers' knowledge and skills as first responders~~
463 ~~to incidents involving students with emotional disturbance or~~
464 ~~mental illness, including de-escalation skills to ensure student~~
465 ~~and officer safety.~~

466 (2) SCHOOL SAFETY OFFICER.—A school district may
467 commission one or more school safety officers for the protection
468 and safety of school personnel, property, and students within
469 the school district. The district school superintendent may
470 recommend, and the district school board may appoint, one or
471 more school safety officers.

472 (a) School safety officers shall undergo criminal
473 background checks, drug testing, and a psychological evaluation
474 and be law enforcement officers, as defined in s. 943.10(1),
475 certified under ~~the provisions of~~ chapter 943 and employed by

476 either a law enforcement agency or by the district school board.
477 If the officer is employed by the district school board, the
478 district school board is the employing agency for purposes of
479 chapter 943, and must comply with ~~the provisions of~~ that
480 chapter.

481 (b) A school safety officer has and shall exercise the
482 power to make arrests for violations of law on district school
483 board property or on property owned or leased by a charter
484 school under the charter contract, as applicable, and to arrest
485 persons, whether on or off such property, who violate any law on
486 such property under the same conditions that deputy sheriffs are
487 authorized to make arrests. A school safety officer has the
488 authority to carry weapons when performing his or her official
489 duties.

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

495 (3) SCHOOL GUARDIAN.—At the school district's or the
496 charter school governing board's discretion, as applicable,
497 pursuant to s. 30.15, a school district or charter school
498 governing board may participate in the Coach Aaron Feis Guardian
499 Program to meet the requirement of establishing a safe-school
500 officer. The following individuals may serve as a school

501 guardian, in support of school-sanctioned activities for
502 purposes of s. 790.115, upon satisfactory completion of the
503 requirements under s. 30.15(1)(k) and certification by a
504 sheriff:

505 (a) A school district employee or personnel, as defined
506 under s. 1012.01, or a charter school employee, as provided
507 under s. 1002.33(12)(a), who volunteers to serve as a school
508 guardian in addition to his or her official job duties; or

509 (b) An employee of a school district or a charter school
510 who is hired for the specific purpose of serving as a school
511 guardian.

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

518 (a) An individual who serves as a school security guard,
519 for purposes of satisfying the requirements of this section,
520 must:

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

523 2. Pass a psychological evaluation administered by a
524 psychologist licensed under chapter 490 and designated by the
525 Department of Law Enforcement and submit the results of the

526 | evaluation to the sheriff's office, school district, or charter
527 | school governing board, as applicable. The Department of Law
528 | Enforcement is authorized to provide the sheriff's office,
529 | school district, or charter school governing board with mental
530 | health and substance abuse data for compliance with this
531 | paragraph.

532 | 3. Submit to and pass an initial drug test and subsequent
533 | random drug tests in accordance with the requirements of s.
534 | 112.0455 and the sheriff's office, school district, or charter
535 | school governing board, as applicable.

536 | 4. Successfully complete ongoing training, weapon
537 | inspection, and firearm qualification on at least an annual
538 | basis and provide documentation to the sheriff's office, school
539 | district, or charter school governing board, as applicable.

540 | (b) The contract between a security agency and a school
541 | district or a charter school governing board regarding
542 | requirements applicable to school security guards serving in the
543 | capacity of a safe-school officer for purposes of satisfying the
544 | requirements of this section shall define the entity or entities
545 | responsible for training and the responsibilities for
546 | maintaining records relating to training, inspection, and
547 | firearm qualification.

548 | (c) School security guards serving in the capacity of a
549 | safe-school officer pursuant to this subsection are in support
550 | of school-sanctioned activities for purposes of s. 790.115, and

551 must aid in the prevention or abatement of active assailant
552 incidents on school premises.

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

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

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

562 (6) CRISIS INTERVENTION TRAINING.—Each safe-school officer
563 must complete mental health crisis intervention training using a
564 curriculum developed by a national organization with expertise
565 in mental health crisis intervention. The training shall improve
566 the officer's knowledge and skills as a first responder to
567 incidents involving students with emotional disturbance or
568 mental illness, including de-escalation skills to ensure student
569 and officer safety.

570 (7) LIMITATIONS.—An individual must satisfy the background
571 screening, psychological evaluation, and drug test requirements
572 and be approved by the sheriff before participating in any
573 training required by s. 30.15(1)(k), which may only be conducted
574 by a sheriff. A sheriff may designate other licensed
575 professionals who may conduct psychological evaluations in

576 addition to the professionals identified in s. 30.15(1)(k).

577 (8)~~(6)~~ EXEMPTION.—Any information that would identify
578 whether a particular individual has been appointed as a safe-
579 school officer pursuant to this section held by a law
580 enforcement agency, school district, or charter school is exempt
581 from s. 119.07(1) and s. 24(a), Art. I of the State
582 Constitution. This subsection is subject to the Open Government
583 Sunset Review Act in accordance with s. 119.15 and shall stand
584 repealed on October 2, 2023, unless reviewed and saved from
585 repeal through reenactment by the Legislature.

586
587 If a district school board, through its adopted policies,
588 procedures, or actions, denies a charter school access to any
589 safe-school officer options pursuant to this section or if the
590 charter school notifies the school district that it is unable to
591 obtain a school resource officer or school safety officer on the
592 same terms and conditions as the school district or that its
593 employees are unable to complete guardian training in time to
594 meet the requirements of law, the school district must assign a
595 school resource officer or school safety officer to the charter
596 school. Under such circumstances, the charter school's share of
597 the costs of the school resource officer or school safety
598 officer may not exceed the safe school allocation funds provided
599 to the charter school pursuant to s. 1011.62(15) and shall be
600 retained by the school district.

601 Section 10. Paragraph (a) of subsection (2) of section
 602 1006.1493, Florida Statutes, is amended to read:

603 1006.1493 Florida Safe Schools Assessment Tool.—

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

608 (a) At a minimum, the FSSAT must address all of the
 609 following components:

- 610 1. School emergency and crisis preparedness planning;
- 611 2. Security, crime, and violence prevention policies and
 612 procedures;
- 613 3. Physical security measures;
- 614 4. Professional development training needs;
- 615 5. An examination of support service roles in school
 616 safety, security, and emergency planning;
- 617 6. School security and school police staffing, operational
 618 practices, and related services;
- 619 7. School and community collaboration on school safety;
 620 and
- 621 8. Policies and procedures to prepare for and respond to
 622 natural and manmade emergencies, including family reunification
 623 plans to reunite students and employees with their families
 624 after a school is closed or unexpectedly evacuated due to such
 625 emergencies; and

626 ~~9.8.~~ A return on investment analysis of the recommended
 627 physical security controls.

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

630 1008.32 State Board of Education oversight enforcement
 631 authority.—The State Board of Education shall oversee the
 632 performance of district school boards and Florida College System
 633 institution boards of trustees in enforcement of all laws and
 634 rules. District school boards and Florida College System
 635 institution boards of trustees shall be primarily responsible
 636 for compliance with law and state board rule.

637 (4) If the State Board of Education determines that a
 638 district school board or Florida College System institution
 639 board of trustees is unwilling or unable to comply with law or
 640 state board rule within the specified time, the state board
 641 shall have the authority to initiate any of the following
 642 actions:

643 (e) Direct the school district to suspend the salary of
 644 the district school superintendent and, if the superintendent is
 645 appointed, the salaries of the district school board members
 646 until such time as the noncompliance is remedied where the
 647 noncompliance is related to school safety.

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

650 1011.62 Funds for operation of schools.—If the annual

651 allocation from the Florida Education Finance Program to each
652 district for operation of schools is not determined in the
653 annual appropriations act or the substantive bill implementing
654 the annual appropriations act, it shall be determined as
655 follows:

656 (16) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental
657 health assistance allocation is created to provide funding to
658 assist school districts in establishing or expanding school-
659 based mental health care; train educators and other school staff
660 in detecting and responding to mental health issues; and connect
661 children, youth, and families who may experience behavioral
662 health issues with appropriate services. These funds shall be
663 allocated annually in the General Appropriations Act or other
664 law to each eligible school district. Each school district shall
665 receive a minimum of \$100,000, with the remaining balance
666 allocated based on each school district's proportionate share of
667 the state's total unweighted full-time equivalent student
668 enrollment. Charter schools that submit a plan separate from the
669 school district are entitled to a proportionate share of
670 district funding. The allocated funds may not supplant funds
671 that are provided for this purpose from other operating funds
672 and may not be used to increase salaries or provide bonuses.
673 School districts are encouraged to maximize third-party health
674 insurance benefits and Medicaid claiming for services, where
675 appropriate.

676 (b) The plans required under paragraph (a) must be focused
677 on a multitiered system of supports to deliver evidence-based
678 mental health care assessment, diagnosis, intervention,
679 treatment, and recovery services to students with one or more
680 mental health or co-occurring substance abuse diagnoses and to
681 students at high risk of such diagnoses. The provision of these
682 services must be coordinated with a student's primary mental
683 health care provider and with other mental health providers
684 involved in the student's care. At a minimum, the plans must
685 include the following elements:

686 1. Direct employment of school-based mental health
687 services providers to expand and enhance school-based student
688 services and to reduce the ratio of students to staff in order
689 to better align with nationally recommended ratio models. These
690 providers include, but are not limited to, certified school
691 counselors, school psychologists, school social workers, and
692 other licensed mental health professionals. The plan also must
693 identify strategies to increase the amount of time that school-
694 based student services personnel spend providing direct services
695 to students, which may include the review and revision of
696 district staffing resource allocations based on school or
697 student mental health assistance needs.

698 2. Contracts or interagency agreements with one or more
699 local community behavioral health providers, managing entities
700 established in s. 394.9082, or providers of Community Action

701 Team services to provide ~~a behavioral health staff presence and~~
702 or behavioral health services for ~~at~~ district schools. Services
703 may include, but are not limited to, mental health screenings
704 and assessments, individual counseling, family counseling, group
705 counseling, psychiatric or psychological services, trauma-
706 informed care, mobile crisis services, and behavior
707 modification. These behavioral health services may be provided
708 on or off the school campus and may be supplemented by
709 telehealth.

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

712 a. Students who are referred to a school-based or
713 community-based mental health service provider for mental health
714 screening for the identification of mental health concerns and
715 ensure that the assessment of students at risk for mental health
716 disorders occurs within 15 days of referral. School-based mental
717 health services must be initiated within 15 days after
718 identification and assessment, and support by community-based
719 mental health service providers for students who are referred
720 for community-based mental health services must be initiated
721 within 30 days after the school or district makes a referral.

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

725 c. Parents of a student receiving services under this

726 subsection are provided information about other behavioral
727 health services available through the student's school or local
728 community-based behavioral health services providers. A school
729 may meet this requirement by providing information about and
730 Internet addresses for web-based directories or guides for local
731 behavioral health services.

732 d. Individuals living in a household with a student
733 receiving services under this subsection are provided
734 information about behavioral health services available through
735 other delivery systems or payors for which the individuals may
736 qualify, if such services appear to be needed or enhancements in
737 those individuals' behavioral health would contribute to the
738 improved well-being of the student.

739 4. Strategies or programs to reduce the likelihood of at-
740 risk students developing social, emotional, or behavioral health
741 problems, depression, anxiety disorders, suicidal tendencies, or
742 substance use disorders.

743 5. Strategies to improve the early identification of
744 social, emotional, or behavioral problems or substance use
745 disorders, to improve the provision of early intervention
746 services, and to assist students in dealing with trauma and
747 violence.

748 (d) Beginning September 30, 2019, and annually by
749 September 30 thereafter, each school district shall submit to
750 the Department of Education a report on its program outcomes and

751 expenditures for the previous fiscal year. The department shall
752 publish on its website, in consultation with the Louis de la
753 Parte Florida Mental Health Institute established under s.
754 1004.44, a report on the availability and effectiveness of
755 mental health services provided pursuant to this subsection by
756 December 1 of each year. The report must include ~~that~~, at a
757 minimum, ~~must include~~ the number of each of the following:
758 1. Students who receive screenings or assessments.
759 2. Students who are referred to either school-based or
760 community-based providers for services or assistance.
761 3. Students who receive either school-based or community-
762 based interventions, services, or assistance, including
763 assessments by a mobile response team.
764 4. School-based and community-based mental health
765 providers, including licensure type, paid for from funds
766 provided through the allocation.
767 5. Contract-based collaborative efforts or partnerships
768 with community mental health programs, agencies, or providers.
769 6. Involuntary examinations initiated on school grounds,
770 school transportation, or school-sponsored activities, by grade
771 level, including whether a student's parent was notified as
772 required pursuant to ss. 1002.20(3) and 1002.33(9).
773 Section 13. Except as otherwise expressly provided in the
774 act, this act shall take effect July 1, 2021.