

1 A bill to be entitled
2 An act relating to school safety; amending s. 943.082,
3 F.S.; requiring the FortifyFL reporting tool to notify
4 reporting parties that submitting false information
5 may subject them to criminal penalties; providing that
6 certain reports will remain anonymous; amending s.
7 1001.11, F.S.; requiring the Commissioner of Education
8 to oversee and enforce compliance with requirements
9 relating to school safety and security; requiring the
10 commissioner to notify the State Board of Education of
11 specified noncompliance; amending s. 1001.212, F.S.;
12 revising the duties of the Office of Safe Schools;
13 amending s. 1006.07, F.S.; requiring certain law
14 enforcement officers to be physically present and
15 directly involved in active assailant emergency
16 drills; requiring school districts to notify such law
17 enforcement officers within a specified time period of
18 such drills; requiring the State Board of Education to
19 adopt rules; specifying the requirements for the
20 rules; requiring district school boards and charter
21 school governing boards, in coordination with
22 specified entities, to adopt family reunification
23 plans; providing for the update and review of such
24 plan; requiring all members of threat assessment teams
25 to be involved in certain processes and decisions;

26 requiring the Department of Education to annually
 27 publish on its website specified data in certain
 28 format; requiring district school boards to adopt
 29 certain policies relating to suicide screening
 30 instruments; amending s. 1006.12, F.S.; making
 31 technical changes; authorizing school safety officers
 32 to make arrests on property owned or leased by a
 33 charter school under a charter contract; requiring
 34 district school superintendents or charter school
 35 administrators, instead of school districts, to notify
 36 county sheriffs and the Office of Safe Schools of
 37 certain safe-school officer-related incidents;
 38 specifying training requirements for safe-school
 39 officers; amending s. 1006.1493, F.S.; requiring the
 40 Florida Safe Schools Assessment Tool to address
 41 policies and procedures to prepare for and respond to
 42 natural and manmade disasters; providing effective
 43 dates.

44
 45 Be It Enacted by the Legislature of the State of Florida:

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 47 Section 1. Effective October 1, 2022, paragraph (c) is
 48 added to subsection (2) of section 943.082, Florida Statutes, to
 49 read:

50 943.082 School Safety Awareness Program.—

51 (2) The reporting tool must notify the reporting party of
 52 the following information:

53 (c) That if, following an investigation, it is determined
 54 that a person knowingly submitted a false tip through FortifyFL,
 55 the Internet protocol (IP) address of the device on which the
 56 tip was submitted will be provided to law enforcement agencies
 57 for further investigation, and the reporting party may be
 58 subject to criminal penalties under s. 837.05. In all other
 59 circumstances, unless the reporting party has chosen to disclose
 60 his or her identity, the report will remain anonymous.

61 Section 2. Subsection (9) of section 1001.11, Florida
 62 Statutes, is amended to read:

63 1001.11 Commissioner of Education; other duties.—

64 (9) The commissioner shall oversee and enforce compliance
 65 with the requirements relating to school safety and security
 66 ~~requirements of the Marjory Stoneman Douglas High School Public~~
 67 ~~Safety Act, chapter 2018-3, Laws of Florida,~~ by school
 68 districts; district school superintendents; and public schools,
 69 including charter schools. The commissioner shall notify the
 70 State Board of Education of any noncompliance at its next
 71 regular meeting. The commissioner must facilitate compliance to
 72 the maximum extent provided under law, identify incidents of
 73 noncompliance, and impose or recommend to the State Board of
 74 Education, the Governor, or the Legislature enforcement and
 75 sanctioning actions pursuant to s. 1008.32 and other authority

76 | granted under law.

77 | Section 3. Present subsections (14) and (15) of section
 78 | 1001.212, Florida Statutes, are redesignated as subsections (15)
 79 | and (16), respectively, a new subsection (14) and subsection
 80 | (17) are added to that section, and subsections (2) and (6) of
 81 | that section are amended, to read:

82 | 1001.212 Office of Safe Schools.—There is created in the
 83 | Department of Education the Office of Safe Schools. The office
 84 | is fully accountable to the Commissioner of Education. The
 85 | office shall serve as a central repository for best practices,
 86 | training standards, and compliance oversight in all matters
 87 | regarding school safety and security, including prevention
 88 | efforts, intervention efforts, and emergency preparedness
 89 | planning. The office shall:

90 | (2) Provide ongoing professional development opportunities
 91 | to school district and charter school personnel.

92 | (6) Coordinate with the Department of Law Enforcement to
 93 | provide a unified search tool, known as the Florida School
 94 | Safety Portal, ~~centralized integrated data repository and data~~
 95 | ~~analytics resources~~ to improve access to timely, complete, and
 96 | accurate information ~~integrating data~~ from, at a minimum, ~~but~~
 97 | ~~not limited to~~, the following data sources ~~by August 1, 2019~~:

- 98 | (a) Social media Internet posts;
- 99 | (b) The Department of Children and Families;
- 100 | (c) The Department of Law Enforcement;

- 101 (d) The Department of Juvenile Justice;
- 102 (e) The mobile suspicious activity reporting tool known as
- 103 FortifyFL;
- 104 (f) School environmental safety incident reports collected
- 105 under subsection (8); and
- 106 (g) Local law enforcement.

107

108 Data that is exempt or confidential and exempt from public
 109 records requirements retains its exempt or confidential and
 110 exempt status when incorporated into the centralized integrated
 111 data repository. To maintain the confidentiality requirements
 112 attached to the information provided to the centralized
 113 integrated data repository by the various state and local
 114 agencies, data governance and security shall ensure compliance
 115 with all applicable state and federal data privacy requirements
 116 through the use of user authorization and role-based security,
 117 data anonymization and aggregation and auditing capabilities. To
 118 maintain the confidentiality requirements attached to the
 119 information provided to the centralized integrated data
 120 repository by the various state and local agencies, each source
 121 agency providing data to the repository shall be the sole
 122 custodian of the data for the purpose of any request for
 123 inspection or copies thereof under chapter 119. The department
 124 shall only allow access to data from the source agencies in
 125 accordance with rules adopted by the respective source agencies

126 and the requirements of the Federal Bureau of Investigation
127 Criminal Justice Information Services security policy, where
128 applicable.

129 (14) Develop, in coordination with the Division of
130 Emergency Management; other federal, state, and local law
131 enforcement agencies; fire and rescue agencies; and first
132 responder agencies, a model family reunification plan for use by
133 child care facilities, public K-12 schools, and public
134 postsecondary educational institutions that are closed or
135 unexpectedly evacuated due to a natural or manmade disaster.
136 This model plan shall consider the integration of student
137 information and notification systems to facilitate reunification
138 after a natural or manmade disaster. This model plan shall be
139 reviewed annually and updated, as applicable.

140 (17) Maintain a current directory of public school-based
141 diversion programs and cooperate with each judicial circuit and
142 the Department of Juvenile Justice to facilitate their efforts
143 to monitor and enforce each governing body's compliance with s.
144 985.12.

145 Section 4. Paragraph (a) of subsection (4), paragraph (a)
146 of subsection (7), and subsection (9) of section 1006.07,
147 Florida Statutes, are amended, paragraph (d) is added to
148 subsection (6), and subsection (11) is added to that section, to
149 read:

150 1006.07 District school board duties relating to student

151 discipline and school safety.—The district school board shall
 152 provide for the proper accounting for all students, for the
 153 attendance and control of students at school, and for proper
 154 attention to health, safety, and other matters relating to the
 155 welfare of students, including:

156 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

157 (a) Formulate and prescribe policies and procedures, in
 158 consultation with the appropriate public safety agencies, for
 159 emergency drills and for actual emergencies, including, but not
 160 limited to, fires, natural disasters, active assailant and
 161 hostage situations, and bomb threats, for all students and
 162 faculty at all public schools of the district composed ~~comprised~~
 163 of grades K-12, pursuant to State Board of Education rules.
 164 Drills for active assailant and hostage situations must ~~shall~~ be
 165 conducted in accordance with developmentally appropriate and
 166 age-appropriate procedures, as specified in State Board of
 167 Education rules at least as often as other emergency drills. Law
 168 enforcement officers responsible for responding to the school in
 169 the event of an active assailant emergency, as determined
 170 necessary by the sheriff in coordination with the district's
 171 school safety specialist, must be physically present on campus
 172 and directly involved in the execution of active assailant
 173 emergency drills. School districts must notify law enforcement
 174 officers at least 24 hours before conducting an active assailant
 175 emergency drill at which such law enforcement officers are

176 expected to attend. District school board policies must ~~shall~~
177 include commonly used alarm system responses for specific types
178 of emergencies and verification by each school that drills have
179 been provided as required by law, State Board of Education
180 rules, and fire protection codes and may provide accommodations
181 for drills conducted by exceptional student education centers.
182 District school boards shall establish emergency response and
183 emergency preparedness policies and procedures that include, but
184 are not limited to, identifying the individuals responsible for
185 contacting the primary emergency response agency and the
186 emergency response agency ~~that is~~ responsible for notifying the
187 school district for each type of emergency. The State Board of
188 Education shall refer to recommendations provided in reports
189 published pursuant to s. 943.687 for guidance and, by August 1,
190 2023, consult with state and local constituencies to adopt rules
191 applicable to the requirements of this subsection which, at a
192 minimum, define the terms "emergency drill," "active threat,"
193 and "after-action report" and establish minimum emergency drill
194 policies and procedures related to the timing, frequency,
195 participation, training, notification, accommodations, and
196 responses to threat situations by incident type, school level,
197 school type, and student and school characteristics. The rules
198 must require all types of emergency drills to be conducted no
199 less frequently than on an annual school year basis.

200 (6) SAFETY AND SECURITY BEST PRACTICES.—Each district

201 school superintendent shall establish policies and procedures
202 for the prevention of violence on school grounds, including the
203 assessment of and intervention with individuals whose behavior
204 poses a threat to the safety of the school community.

205 (d) Each district school board and charter school
206 governing board shall adopt, in coordination with local law
207 enforcement agencies and local governments, a family
208 reunification plan to reunite students and employees with their
209 families in the event that a school is closed or unexpectedly
210 evacuated due to a natural or manmade disaster. This
211 reunification plan must be reviewed annually and updated, as
212 applicable.

213 (7) THREAT ASSESSMENT TEAMS.—Each district school board
214 shall adopt policies for the establishment of threat assessment
215 teams at each school whose duties include the coordination of
216 resources and assessment and intervention with individuals whose
217 behavior may pose a threat to the safety of school staff or
218 students consistent with the model policies developed by the
219 Office of Safe Schools. Such policies must include procedures
220 for referrals to mental health services identified by the school
221 district pursuant to s. 1012.584(4), when appropriate, and
222 procedures for behavioral threat assessments in compliance with
223 the instrument developed pursuant to s. 1001.212(12).

224 (a) A threat assessment team shall include persons with
225 expertise in counseling, instruction, school administration, and

226 law enforcement. All members of the threat assessment team must
227 be involved in the threat assessment process and final
228 decisionmaking. The threat assessment teams shall identify
229 members of the school community to whom threatening behavior
230 should be reported and provide guidance to students, faculty,
231 and staff regarding recognition of threatening or aberrant
232 behavior that may represent a threat to the community, school,
233 or self. Upon the availability of the behavioral threat
234 assessment instrument developed pursuant to s. 1001.212(12), the
235 threat assessment team shall use that instrument.

236 (9) SCHOOL ENVIRONMENTAL SAFETY INCIDENT REPORTING.—Each
237 district school board shall adopt policies to ensure the
238 accurate and timely reporting of incidents related to school
239 safety and discipline. The district school superintendent is
240 responsible for school environmental safety incident reporting.
241 A district school superintendent who fails to comply with this
242 subsection is subject to the penalties specified in law,
243 including, but not limited to, s. 1001.42(13)(b) or s.
244 1001.51(12)(b), as applicable. The State Board of Education
245 shall adopt rules establishing the requirements for the school
246 environmental safety incident report. Annually, the department
247 shall publish on its website the most recently available school
248 environmental safety incident data along with other school
249 accountability and performance data in a uniform, statewide
250 format that is easy to read and understand.

251 (11) SUICIDE SCREENING INSTRUMENT.—Each district school
 252 board shall adopt policies to ensure that district schools and
 253 local mobile response teams use the same suicide screening
 254 instrument approved by the department pursuant to s. 1012.583.

255 Section 5. Present subsection (6) of section 1006.12,
 256 Florida Statutes, is redesignated as subsection (8), a new
 257 subsection (6) and subsection (7) are added to that section, and
 258 paragraph (c) of subsection (1), paragraphs (a) and (b) of
 259 subsection (2), and subsection (5) of that section are amended,
 260 to read:

261 1006.12 Safe-school officers at each public school.—For
 262 the protection and safety of school personnel, property,
 263 students, and visitors, each district school board and school
 264 district superintendent shall partner with law enforcement
 265 agencies or security agencies to establish or assign one or more
 266 safe-school officers at each school facility within the
 267 district, including charter schools. A district school board
 268 must collaborate with charter school governing boards to
 269 facilitate charter school access to all safe-school officer
 270 options available under this section. The school district may
 271 implement any combination of the options in subsections (1)-(4)
 272 to best meet the needs of the school district and charter
 273 schools.

274 (1) SCHOOL RESOURCE OFFICER.—A school district may
 275 establish school resource officer programs through a cooperative

276 agreement with law enforcement agencies.

277 ~~(c) Complete mental health crisis intervention training~~
278 ~~using a curriculum developed by a national organization with~~
279 ~~expertise in mental health crisis intervention. The training~~
280 ~~shall improve officers' knowledge and skills as first responders~~
281 ~~to incidents involving students with emotional disturbance or~~
282 ~~mental illness, including de-escalation skills to ensure student~~
283 ~~and officer safety.~~

284 (2) SCHOOL SAFETY OFFICER.—A school district may
285 commission one or more school safety officers for the protection
286 and safety of school personnel, property, and students within
287 the school district. The district school superintendent may
288 recommend, and the district school board may appoint, one or
289 more school safety officers.

290 (a) School safety officers shall undergo criminal
291 background checks, drug testing, and a psychological evaluation
292 and be law enforcement officers, as defined in s. 943.10(1),
293 certified under ~~the provisions of~~ chapter 943 and employed by
294 either a law enforcement agency or by the district school board.
295 If the officer is employed by the district school board, the
296 district school board is the employing agency for purposes of
297 chapter 943, and must comply with ~~the provisions of~~ that
298 chapter.

299 (b) A school safety officer has and shall exercise the
300 power to make arrests for violations of law on district school

301 board property or on property owned or leased by a charter
 302 school under a charter contract, as applicable, and to arrest
 303 persons, whether on or off such property, who violate any law on
 304 such property under the same conditions that deputy sheriffs are
 305 authorized to make arrests. A school safety officer has the
 306 authority to carry weapons when performing his or her official
 307 duties.

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

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

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

317 (6) CRISIS INTERVENTION TRAINING.—Each safe-school officer
 318 shall complete mental health crisis intervention training using
 319 a curriculum developed by a national organization with expertise
 320 in mental health crisis intervention. The training must improve
 321 the officer's knowledge and skills as a first responder to
 322 incidents involving students with emotional disturbance or
 323 mental illness, including de-escalation skills to ensure student
 324 and officer safety.

325 (7) LIMITATIONS.—An individual must satisfy the background

326 screening, psychological evaluation, and drug test requirements
327 and be approved by the sheriff before participating in any
328 training required by s. 30.15(1)(k), which may be conducted only
329 by a sheriff.

330

331 If a district school board, through its adopted policies,
332 procedures, or actions, denies a charter school access to any
333 safe-school officer options pursuant to this section, the school
334 district must assign a school resource officer or school safety
335 officer to the charter school. Under such circumstances, the
336 charter school's share of the costs of the school resource
337 officer or school safety officer may not exceed the safe school
338 allocation funds provided to the charter school pursuant to s.
339 1011.62(13) and shall be retained by the school district.

340 Section 6. Paragraph (a) of subsection (2) of section
341 1006.1493, Florida Statutes, is amended to read:

342 1006.1493 Florida Safe Schools Assessment Tool.—

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

347 (a) At a minimum, the FSSAT must address all of the
348 following components:

- 349 1. School emergency and crisis preparedness planning;
- 350 2. Security, crime, and violence prevention policies and

351 | procedures;

352 | 3. Physical security measures;

353 | 4. Professional development training needs;

354 | 5. An examination of support service roles in school

355 | safety, security, and emergency planning;

356 | 6. School security and school police staffing, operational

357 | practices, and related services;

358 | 7. School and community collaboration on school safety;

359 | and

360 | 8. Policies and procedures for school officials to prepare

361 | for and respond to natural and manmade disasters, including

362 | family reunification plans to reunite students and employees

363 | with their families after a school is closed or unexpectedly

364 | evacuated due to such disasters; and

365 | 9. A return on investment analysis of the recommended

366 | physical security controls.

367 | Section 7. Except as otherwise expressly provided in this

368 | act, this act shall take effect July 1, 2022.