

1                                   A bill to be entitled  
2           An act relating to interscholastic and intrascholastic  
3           activities; amending s. 1006.20, F.S.; providing for  
4           the approval of athletic associations that meet  
5           certain requirements; providing a definition;  
6           requiring certain athletic associations to operate  
7           under a contract with the State Board of Education;  
8           requiring the State Board of Education to annually  
9           review specified information relating to such athletic  
10          associations; providing that private schools and  
11          traditional public schools are considered high schools  
12          for specified purposes; prohibiting public schools  
13          from maintaining memberships in or paying dues or fees  
14          to certain athletic associations; providing that  
15          approved athletic associations are subject to certain  
16          requirements; requiring approved athletic associations  
17          to adopt certain bylaws; requiring approved athletic  
18          associations to establish a certain appeals process;  
19          amending s. 1006.15, F.S.; authorizing home education  
20          students, Florida Virtual School students, and private  
21          school students to participate in interscholastic and  
22          intrascholastic activities at certain schools;  
23          revising the requirements for such students to  
24          participate in such activities; providing for the  
25          continued participation in such activities by certain

26 | students who transfer from a public school; conforming  
 27 | cross-references and provisions to changes made by the  
 28 | act; amending ss. 768.135, 1002.20, 1002.42, 1006.165,  
 29 | 1006.18, 1006.195, 1012.468, 1012.795, and 1012.796,  
 30 | F.S.; conforming cross-references and provisions to  
 31 | changes made by the act; providing an effective date.  
 32 |

33 | Be It Enacted by the Legislature of the State of Florida:  
 34 |

35 | Section 1. Subsections (2) through (8) of section 1006.20,  
 36 | Florida Statutes, are renumbered as subsections (3) through (9),  
 37 | respectively, and present subsections (1), (2), (4), (5), (7),  
 38 | and (8) of that section are amended to read:

39 | 1006.20 Athletics in public K-12 schools.—

40 | (1) GOVERNING NONPROFIT ATHLETIC ASSOCIATION

41 | ~~ORGANIZATION.~~—The Florida High School Athletic Association  
 42 | (FHSAA) is designated as the governing nonprofit athletic  
 43 | association ~~organization of athletics~~ in Florida public schools.  
 44 | ~~If the FHSAA fails to meet the provisions of this section,~~ The  
 45 | commissioner, with the approval of the State Board of Education,  
 46 | may approve other shall designate a nonprofit athletic  
 47 | associations. As used in this section, the term "approved  
 48 | athletic association" means the FHSAA and other nonprofit  
 49 | athletic associations approved by the commissioner and  
 50 | ~~organization to govern athletics with the approval of the State~~

51 | Board of Education. Each nonprofit athletic association subject  
52 | to the requirements of this section shall operate under a  
53 | contract with the State Board of Education. Before entering into  
54 | a contract with an association, the State Board of Education  
55 | shall annually review, at a minimum, the bylaws, policies, and  
56 | dues and fees of the association for compliance with subpart D.  
57 | of this part. Any approved athletic association ~~The FHSAA is not~~  
58 | ~~a state agency as defined in s. 120.52 but is. The FHSAA shall~~  
59 | ~~be subject to ss. 1006.15-1006.19 the provisions of s. 1006.19.~~

60 |       (2) MEMBERSHIP. ~~A private school that wishes to engage in~~  
61 | ~~high school athletic competition with a public high school may~~  
62 | ~~become a member of the FHSAA. Any high school in the state,~~  
63 | ~~including private schools, traditional public schools, charter~~  
64 | ~~schools, virtual schools, and home education cooperatives, may~~  
65 | ~~become a member of any approved athletic association. However, a~~  
66 | ~~public school may not maintain membership in or pay dues or fees~~  
67 | ~~to any athletic association that is not operated under a~~  
68 | ~~contract with the State Board of Education the FHSAA and~~  
69 | ~~participate in the activities of the FHSAA. However, Membership~~  
70 | ~~in an association the FHSAA is not mandatory for any school.~~  
71 | Approved athletic associations ~~The FHSAA~~ must allow any a  
72 | ~~private school or cooperative~~ the option of maintaining full  
73 | membership in the association or joining by sport and may not  
74 | discourage any a private school or cooperative from  
75 | simultaneously maintaining membership in another approved

76 athletic association. Approved athletic associations ~~The FHSAA~~  
 77 ~~may allow a public school the option to apply for consideration~~  
 78 ~~to join another athletic association.~~ ~~the FHSAA~~ may not deny or  
 79 discourage interscholastic competition between its member  
 80 schools and nonmember ~~non-FHSAA member~~ Florida schools,  
 81 including members of another approved athletic association  
 82 ~~governing organization~~, and may not take any retributory or  
 83 discriminatory action against any of its member schools that  
 84 participate in interscholastic competition with nonmember ~~non-~~  
 85 ~~FHSAA member~~ Florida schools. The FHSAA may not ~~unreasonably~~  
 86 withhold its approval of an application to become an affiliate  
 87 member of the National Federation of State High School  
 88 Associations submitted by any other approved athletic  
 89 association ~~organization~~ that governs interscholastic athletic  
 90 competition in this state. The bylaws of each approved athletic  
 91 association ~~the FHSAA~~ are the rules by which high school  
 92 athletic programs in its member schools, and the students who  
 93 participate in them, are governed, unless otherwise specifically  
 94 provided by statute. For the purposes of this section, the term  
 95 "high school" includes grades 6 through 12.

96 (3)-(2) ADOPTION OF BYLAWS, POLICIES, OR GUIDELINES.—

97 (a) Each approved athletic association ~~the FHSAA~~ shall  
 98 adopt bylaws that, unless specifically provided by statute,  
 99 establish eligibility requirements for all students who  
 100 participate in high school athletic competition in its member

101 schools. The bylaws governing residence and transfer shall allow  
102 the student to be immediately eligible in the school in which he  
103 or she first enrolls each school year or the school in which the  
104 student makes himself or herself a candidate for an athletic  
105 team by engaging in a practice before ~~prior to~~ enrolling in the  
106 school. The bylaws shall also allow the student to be  
107 immediately eligible in the school to which the student has  
108 transferred. The student shall be eligible in that school so  
109 long as he or she remains enrolled in that school. Subsequent  
110 eligibility shall be determined and enforced through the  
111 association's ~~FHSAA's~~ bylaws. Requirements governing eligibility  
112 and transfer between member schools shall be applied similarly  
113 to public school students and private school students.

114 (b) Each approved athletic association ~~the FHSAA~~ shall  
115 adopt bylaws that specifically prohibit the recruiting of  
116 students for athletic purposes. The bylaws shall prescribe  
117 penalties and an appeals process for athletic recruiting  
118 violations.

119 1. If it is determined that a school has recruited a  
120 student in violation of association ~~FHSAA~~ bylaws, the  
121 association ~~FHSAA~~ may require the school to participate in a  
122 higher classification for the sport in which the recruited  
123 student competes for a minimum of one classification cycle, in  
124 addition to the penalties in subparagraphs 2. and 3. and any  
125 other appropriate fine or sanction imposed on the school, its

126 coaches, or adult representatives who violate recruiting rules.

127 2. Any recruitment by a school district employee or  
 128 contractor in violation of association ~~FHSAA~~ bylaws results in  
 129 escalating punishments as follows:

130 a. For a first offense, a \$5,000 forfeiture of pay for the  
 131 school district employee or contractor who committed the  
 132 violation.

133 b. For a second offense, suspension without pay for 12  
 134 months from coaching, directing, or advertising an  
 135 extracurricular activity and a \$5,000 forfeiture of pay for the  
 136 school district employee or contractor who committed the  
 137 violation.

138 c. For a third offense, a \$5,000 forfeiture of pay for the  
 139 school district employee or contractor who committed the  
 140 violation. If the individual who committed the violation holds  
 141 an educator certificate, the association ~~FHSAA~~ shall also refer  
 142 the violation to the department for review pursuant to s.  
 143 1012.796 to determine whether probable cause exists, and, if  
 144 there is a finding of probable cause, the commissioner shall  
 145 file a formal complaint against the individual. If the complaint  
 146 is upheld, the individual's educator certificate shall be  
 147 revoked for 3 years, in addition to any penalties available  
 148 under s. 1012.796. Additionally, the department shall revoke any  
 149 adjunct teaching certificates issued pursuant to s. 1012.57 and  
 150 all permissions under ss. 1012.39 and 1012.43, and the educator

151 is ineligible for such certificates or permissions for a period  
152 of time equal to the period of revocation of his or her state-  
153 issued certificate.

154 3. Notwithstanding any other provision of law, a school,  
155 team, or activity shall forfeit all competitions, including  
156 honors resulting from such competitions, in which a student who  
157 participated in any fashion was recruited in a manner prohibited  
158 pursuant to state law or the association ~~FHSAA~~ bylaws.

159 4. A student may not be declared ineligible based on  
160 violation of recruiting rules unless the student or parent has  
161 falsified any enrollment or eligibility document or accepted any  
162 benefit if such benefit is not generally available to the  
163 school's students or family members or is based in any way on  
164 athletic interest, potential, or performance.

165 5. A student's eligibility to participate in any  
166 interscholastic or intrascholastic extracurricular activity, as  
167 determined by a district school board pursuant to s.  
168 1006.195(1)(a)3., may not be affected by any alleged recruiting  
169 violation until final disposition of the allegation.

170 (c) Each approved athletic association ~~the FHSAA~~ shall  
171 adopt bylaws that require all students participating in  
172 interscholastic athletic competition or who are candidates for  
173 an interscholastic athletic team to satisfactorily pass a  
174 medical evaluation each year before participating in  
175 interscholastic athletic competition or engaging in any

176 practice, tryout, workout, conditioning, or other physical  
177 activity associated with the student's candidacy for an  
178 interscholastic athletic team, including activities that occur  
179 outside of the school year. Such medical evaluation may be  
180 administered only by a practitioner licensed under chapter 458,  
181 chapter 459, chapter 460, or s. 464.012 or registered under s.  
182 464.0123 and in good standing with the practitioner's regulatory  
183 board. The bylaws shall establish requirements for eliciting a  
184 student's medical history and performing the medical evaluation  
185 required under this paragraph, which shall include a physical  
186 assessment of the student's physical capabilities to participate  
187 in interscholastic athletic competition as contained in a  
188 uniform preparticipation physical evaluation and history form.  
189 The evaluation form shall incorporate the recommendations of the  
190 American Heart Association for participation cardiovascular  
191 screening and shall provide a place for the signature of the  
192 practitioner performing the evaluation with an attestation that  
193 each examination procedure listed on the form was performed by  
194 the practitioner or by someone under the direct supervision of  
195 the practitioner. The form shall also contain a place for the  
196 practitioner to indicate if a referral to another practitioner  
197 was made in lieu of completion of a certain examination  
198 procedure. The form shall provide a place for the practitioner  
199 to whom the student was referred to complete the remaining  
200 sections and attest to that portion of the examination. The



201 preparticipation physical evaluation form shall advise students  
202 to complete a cardiovascular assessment and shall include  
203 information concerning alternative cardiovascular evaluation and  
204 diagnostic tests. Results of such medical evaluation must be  
205 provided to the school. A student is not eligible to  
206 participate, as provided in s. 1006.15(3), in any  
207 interscholastic athletic competition or engage in any practice,  
208 tryout, workout, or other physical activity associated with the  
209 student's candidacy for an interscholastic athletic team until  
210 the results of the medical evaluation have been received and  
211 approved by the school.

212 (d) Notwithstanding ~~the provisions of~~ paragraph (c), a  
213 student may participate in interscholastic athletic competition  
214 or be a candidate for an interscholastic athletic team if the  
215 parent of the student objects in writing to the student  
216 undergoing a medical evaluation because such evaluation is  
217 contrary to his or her religious tenets or practices. However,  
218 in such case, there shall be no liability on the part of any  
219 person or entity in a position to otherwise rely on the results  
220 of such medical evaluation for any damages resulting from the  
221 student's injury or death arising directly from the student's  
222 participation in interscholastic athletics where an undisclosed  
223 medical condition that would have been revealed in the medical  
224 evaluation is a proximate cause of the injury or death.

225 (e) Each approved athletic association ~~the FHSAA~~ shall

226 | adopt bylaws that regulate persons who conduct investigations on  
 227 | behalf of the association ~~FHSAA~~. The bylaws shall include  
 228 | provisions that require an investigator to:

229 |       1. Undergo level 2 background screening under s. 435.04,  
 230 | establishing that the investigator has not committed any  
 231 | disqualifying offense listed in s. 435.04, unless the  
 232 | investigator can provide proof of compliance with level 2  
 233 | screening standards submitted within the previous 5 years to  
 234 | meet any professional licensure requirements, provided:

235 |       a. The investigator has not had a break in service from a  
 236 | position that requires level 2 screening for more than 90 days;  
 237 | and

238 |       b. The investigator submits, under penalty of perjury, an  
 239 | affidavit verifying that the investigator has not committed any  
 240 | disqualifying offense listed in s. 435.04 and is in full  
 241 | compliance with this paragraph.

242 |       2. Be appointed as an investigator by the executive  
 243 | director.

244 |       3. Carry a photo identification card that shows the  
 245 | association's ~~FHSAA~~ name and~~7~~ logo~~7~~ and the investigator's  
 246 | official title.

247 |       4. Adhere to the following guidelines:

248 |       a. Investigate only those alleged violations assigned by  
 249 | the executive director or the board of directors.

250 |       b. Conduct interviews on Monday through Friday between the

251 hours of 9 a.m. and 7 p.m. only, unless previously agreed to by  
252 the interviewee.

253 c. Allow the parent of any student being interviewed to be  
254 present during the interview.

255 d. Search residences or other private areas only with the  
256 permission of the executive director and the written consent of  
257 the student's parent and only with a parent or a representative  
258 of the parent present.

259 (f) Each approved athletic association ~~the FHSAA~~ shall  
260 adopt bylaws that establish sanctions for coaches who have  
261 committed major violations of the association's ~~FHSAA's~~ bylaws  
262 and policies.

263 1. Major violations include, but are not limited to,  
264 knowingly allowing an ineligible student to participate in a  
265 contest representing a member school in an interscholastic  
266 contest or committing a violation of the association's ~~FHSAA's~~  
267 recruiting or sportsmanship policies.

268 2. Sanctions placed upon an individual coach may include,  
269 but are not limited to, prohibiting or suspending the coach from  
270 coaching, participating in, or attending any athletic activity  
271 sponsored, recognized, or sanctioned by the association ~~FHSAA~~  
272 and the member school for which the coach committed the  
273 violation. If a coach is sanctioned by the association ~~FHSAA~~ and  
274 the coach transfers to another member school, those sanctions  
275 remain in full force and effect during the term of the sanction.

276 3. If a member school is assessed a financial penalty as a  
 277 result of a coach committing a major violation, the coach shall  
 278 reimburse the member school before being allowed to coach,  
 279 participate in, or attend any athletic activity sponsored,  
 280 recognized, or sanctioned by the association ~~FHSAA~~ and a member  
 281 school.

282 4. The association ~~FHSAA~~ shall establish a due process  
 283 procedure for coaches sanctioned under this paragraph,  
 284 consistent with the appeals procedures set forth in subsection  
 285 (8) ~~(7)~~.

286 (g) Each approved athletic association ~~the FHSAA~~ shall  
 287 adopt bylaws establishing the process and standards by which the  
 288 association's ~~FHSAA~~ determinations of eligibility are made. Such  
 289 bylaws shall provide that:

290 1. Ineligibility must be established by a preponderance of  
 291 the evidence;

292 2. Student athletes, parents, and schools must have notice  
 293 of the initiation of any investigation or other inquiry into  
 294 eligibility and may present, to the investigator and to the  
 295 individual making the eligibility determination, any information  
 296 or evidence that is credible, persuasive, and of a kind  
 297 reasonably prudent persons rely upon in the conduct of serious  
 298 affairs;

299 3. An investigator may not determine matters of  
 300 eligibility but must submit information and evidence to the

301 executive director or a person designated by the executive  
 302 director or by the board of directors for an unbiased and  
 303 objective determination of eligibility; and

304 4. A determination of ineligibility must be made in  
 305 writing, setting forth the findings of fact and specific  
 306 violation upon which the decision is based.

307 (h) In lieu of bylaws adopted under paragraph (g), an  
 308 approved athletic association ~~the FHSAA~~ may adopt bylaws  
 309 providing as a minimum the procedural safeguards of ss. 120.569  
 310 and 120.57, making appropriate provision for appointment of  
 311 unbiased and qualified hearing officers.

312 (i) An approved athletic association's ~~the FHSAA~~ bylaws  
 313 may not limit the competition of student athletes prospectively  
 314 for rule violations of their school or its coaches or their  
 315 adult representatives. The association ~~FHSAA~~ bylaws may not  
 316 unfairly punish student athletes for eligibility or recruiting  
 317 violations perpetrated by a teammate, coach, or administrator.  
 318 Contests may not be forfeited for inadvertent eligibility  
 319 violations unless the coach or a school administrator should  
 320 have known of the violation. Contests may not be forfeited for  
 321 other eligibility violations or recruiting violations in excess  
 322 of the number of contests that the coaches and adult  
 323 representatives responsible for the violations are prospectively  
 324 suspended.

325 (j) Each approved athletic association ~~the FHSAA~~ shall

326 adopt guidelines to educate athletic coaches, officials,  
327 administrators, and student athletes and their parents of the  
328 nature and risk of concussion and head injury.

329       (k) Each approved athletic association ~~the FHSAA~~ shall  
330 adopt bylaws or policies that require the parent of a student  
331 who is participating in interscholastic athletic competition or  
332 who is a candidate for an interscholastic athletic team to sign  
333 and return an informed consent that explains the nature and risk  
334 of concussion and head injury, including the risk of continuing  
335 to play after concussion or head injury, each year before  
336 participating in interscholastic athletic competition or  
337 engaging in any practice, tryout, workout, or other physical  
338 activity associated with the student's candidacy for an  
339 interscholastic athletic team.

340       (l) Each approved athletic association ~~the FHSAA~~ shall  
341 adopt bylaws or policies that require each student athlete who  
342 is suspected of sustaining a concussion or head injury in a  
343 practice or competition to be immediately removed from the  
344 activity. A student athlete who has been removed from an  
345 activity may not return to practice or competition until the  
346 student submits to the school a written medical clearance to  
347 return stating that the student athlete no longer exhibits  
348 signs, symptoms, or behaviors consistent with a concussion or  
349 other head injury. Medical clearance must be authorized by the  
350 appropriate health care practitioner trained in the diagnosis,

351 evaluation, and management of concussions as defined by the  
352 Sports Medicine Advisory Committee of the Florida High School  
353 Athletic Association.

354 (m) The FHSAA shall adopt bylaws for the establishment and  
355 duties of a sports medicine advisory committee composed of the  
356 following members:

357 1. Eight physicians licensed under chapter 458 or chapter  
358 459 with at least one member licensed under chapter 459.

359 2. One chiropractor licensed under chapter 460.

360 3. One podiatrist licensed under chapter 461.

361 4. One dentist licensed under chapter 466.

362 5. Three athletic trainers licensed under part XIII of  
363 chapter 468.

364 6. One member who is a current or retired head coach of a  
365 high school in the state.

366 (5)~~(4)~~ FHSAA BOARD OF DIRECTORS.—

367 (a) The executive authority of the FHSAA shall be vested  
368 in its board of directors. Any entity that appoints members to  
369 the board of directors shall examine the ethnic and demographic  
370 composition of the board when selecting candidates for  
371 appointment and shall, to the greatest extent possible, make  
372 appointments that reflect state demographic and population  
373 trends. The board of directors shall be composed of 16 persons,  
374 as follows:

375 1. Four public member school representatives, one elected

376 | from among its public school representative members within each  
 377 | of the four administrative regions.

378 |         2. Four nonpublic member school representatives, one  
 379 | elected from among its nonpublic school representative members  
 380 | within each of the four administrative regions.

381 |         3. Three representatives appointed by the commissioner,  
 382 | one appointed from the two northernmost administrative regions  
 383 | and one appointed from the two southernmost administrative  
 384 | regions. The third representative shall be appointed to balance  
 385 | the board for diversity or state population trends, or both.

386 |         4. Two district school superintendents, one elected from  
 387 | the two northernmost administrative regions by the members in  
 388 | those regions and one elected from the two southernmost  
 389 | administrative regions by the members in those regions.

390 |         5. Two district school board members, one elected from the  
 391 | two northernmost administrative regions by the members in those  
 392 | regions and one elected from the two southernmost administrative  
 393 | regions by the members in those regions.

394 |         6. The commissioner or his or her designee from the  
 395 | department executive staff.

396 |             (b) A quorum of the board of directors shall consist of  
 397 | nine members.

398 |             (c) The board of directors shall elect a president and a  
 399 | vice president from among its members. These officers shall also  
 400 | serve as officers of the FHSAA.



401 (d) Members of the board of directors shall serve terms of  
402 3 years and are eligible to succeed themselves only once. A  
403 member of the board of directors, other than the commissioner or  
404 his or her designee, may serve a maximum of 6 consecutive years.  
405 The FHSAA's bylaws shall establish a rotation of terms to ensure  
406 that a majority of the members' terms do not expire  
407 concurrently.

408 (e) The authority and duties of the board of directors,  
409 acting as a body and in accordance with the FHSAA's bylaws, are  
410 as follows:

411 1. To act as the incorporated FHSAA's board of directors  
412 and to fulfill its obligations as required by the FHSAA's  
413 charter and articles of incorporation.

414 2. To establish such guidelines, regulations, policies,  
415 and procedures as are authorized by the bylaws.

416 3. To employ an FHSAA executive director, who shall have  
417 the authority to waive the bylaws of the FHSAA in order to  
418 comply with statutory changes.

419 4. To levy annual dues and other fees and to set the  
420 percentage of contest receipts to be collected by the FHSAA.

421 5. To approve the budget of the FHSAA.

422 6. To organize and conduct statewide interscholastic  
423 competitions, which may or may not lead to state championships,  
424 and to establish the terms and conditions for these  
425 competitions.

426           7. To act as an administrative board in the interpretation  
 427 of, and final decision on, all questions and appeals arising  
 428 from the directing of interscholastic athletics of member  
 429 schools.

430           ~~(6)~~~~(5)~~ FHSAA REPRESENTATIVE ASSEMBLY.—

431           (a) The legislative authority of the FHSAA is vested in  
 432 its representative assembly.

433           (b) The representative assembly shall be composed of the  
 434 following:

435           1. An equal number of member school representatives from  
 436 each of the four administrative regions.

437           2. Four district school superintendents, one elected from  
 438 each of the four administrative regions by the district school  
 439 superintendents in their respective administrative regions.

440           3. Four district school board members, one elected from  
 441 each of the four administrative regions by the district school  
 442 board members in their respective administrative regions.

443           4. The commissioner or his or her designee from the  
 444 department executive staff.

445           (c) The FHSAA's bylaws shall establish the number of  
 446 member school representatives to serve in the representative  
 447 assembly from each of the four administrative regions and shall  
 448 establish the method for their selection.

449           (d) No member of the board of directors other than the  
 450 commissioner or his or her designee can serve in the

451 representative assembly.

452 (e) The representative assembly shall elect a chairperson  
453 and a vice chairperson from among its members.

454 (f) Elected members of the representative assembly shall  
455 serve terms of 2 years and are eligible to succeed themselves  
456 for two additional terms. An elected member, other than the  
457 commissioner or his or her designee, may serve a maximum of 6  
458 consecutive years in the representative assembly.

459 (g) A quorum of the representative assembly consists of  
460 one more than half of its members.

461 (h) The authority of the representative assembly is  
462 limited to its sole duty, which is to consider, adopt, or reject  
463 any proposed amendments to the FHSAA's bylaws.

464 (i) The representative assembly shall meet as a body  
465 annually. A two-thirds majority of the votes cast by members  
466 present is required for passage of any proposal.

467 (8)~~(7)~~ APPEALS.—

468 (a) Each approved athletic association ~~the FHSAA~~ shall  
469 establish a procedure of due process which ensures each student  
470 the opportunity to appeal an unfavorable ruling with regard to  
471 his or her eligibility to compete. The initial appeal shall be  
472 made to a committee on appeals within the administrative region  
473 in which the student lives. The approved athletic association's  
474 ~~FHSAA's~~ bylaws shall establish the number, size, and composition  
475 of each committee on appeals.

476 (b) No member of the board of directors is eligible to  
477 serve on a committee on appeals.

478 (c) Members of a committee on appeals shall serve terms of  
479 3 years and are eligible to succeed themselves only once. A  
480 member of a committee on appeals may serve a maximum of 6  
481 consecutive years. The approved athletic association's ~~FHSAA's~~  
482 bylaws shall establish a rotation of terms to ensure that a  
483 majority of the members' terms do not expire concurrently.

484 (d) The authority and duties of a committee on appeals  
485 shall be to consider requests by member schools seeking  
486 exceptions to bylaws and regulations, to hear undue hardship  
487 eligibility cases filed by member schools on behalf of student  
488 athletes, and to hear appeals filed by member schools or student  
489 athletes.

490 (e) A student athlete or member school that receives an  
491 unfavorable ruling from a committee on appeals shall be entitled  
492 to appeal that decision to the board of directors at its next  
493 regularly scheduled meeting or called meeting. The board of  
494 directors shall have the authority to uphold, reverse, or amend  
495 the decision of the committee on appeals. In all such cases, the  
496 decision of the board of directors shall be final.

497 (f) The approved athletic association ~~FHSAA~~ shall expedite  
498 the appeals process on determinations of ineligibility so that  
499 disposition of the appeal can be made before the end of the  
500 applicable sports season, if possible.

501 (g) In any appeal from a decision on eligibility made by  
502 the executive director or a designee, a school or student  
503 athlete filing the appeal must be permitted to present  
504 information and evidence that was not available at the time of  
505 the initial determination or if the determination was not made  
506 by an unbiased, objective individual using a process allowing  
507 full due process rights to be heard and to present evidence. If  
508 evidence is presented on appeal, a de novo decision must be made  
509 by the committee or board hearing the appeal, or the  
510 determination may be suspended and the matter remanded for a new  
511 determination based on all the evidence. If a de novo decision  
512 is made on appeal, the decision must be made in writing, setting  
513 forth the findings of fact and specific violation upon which the  
514 decision is based. If a de novo decision is not required, the  
515 decision appealed must be set aside if the decision on  
516 ineligibility was not based on clear and convincing evidence.  
517 Any further appeal shall be considered on a record that includes  
518 all evidence presented.

519 (9)~~(8)~~ AMENDMENT OF FHSAA BYLAWS.—Each member school  
520 representative, the board of directors acting as a whole or as  
521 members acting individually, any advisory committee acting as a  
522 whole to be established by the FHSAA, and the FHSAA's executive  
523 director are empowered to propose amendments to the bylaws. Any  
524 other individual may propose an amendment by securing the  
525 sponsorship of any of the aforementioned individuals or bodies.

526 All proposed amendments must be submitted directly to the  
 527 representative assembly for its consideration. The  
 528 representative assembly, while empowered to adopt, reject, or  
 529 revise proposed amendments, may not, in and of itself, as a body  
 530 be allowed to propose any amendment for its own consideration.

531 Section 2. Paragraphs (c) and (e) of subsection (3),  
 532 subsection (8), and paragraph (a) of subsection (9) of section  
 533 1006.15, Florida Statutes, are amended, and subsection (10) is  
 534 added to that section, to read:

535 1006.15 Student standards for participation in  
 536 interscholastic and intrascholastic extracurricular student  
 537 activities; regulation.—

538 (3)(c) An individual home education student is eligible to  
 539 participate at any the public school in the school district in  
 540 which the student resides ~~to which the student would be assigned~~  
 541 ~~according to district school board attendance area policies~~ or  
 542 which the student could choose to attend pursuant to s. 1002.31,  
 543 or may develop an agreement to participate at a private school,  
 544 in the interscholastic extracurricular activities of that  
 545 school, provided the following conditions are met:

546 1. The home education student must meet the requirements  
 547 of the home education program pursuant to s. 1002.41.

548 2. During the period of participation at a school, the  
 549 home education student must demonstrate educational progress as  
 550 required in paragraph (b) in all subjects taken in the home

551 education program by a method of evaluation agreed upon by the  
552 parent and the school principal which may include: review of the  
553 student's work by a certified teacher chosen by the parent;  
554 grades earned through correspondence; grades earned in courses  
555 taken at a Florida College System institution, university, or  
556 trade school; standardized test scores above the 35th  
557 percentile; or any other method designated in s. 1002.41.

558 3. The home education student must meet the same residency  
559 requirements as other students in the school at which he or she  
560 participates.

561 4. The home education student must meet the same standards  
562 of acceptance, behavior, and performance as required of other  
563 students in extracurricular activities.

564 5. The student must register with the school his or her  
565 intent to participate in interscholastic extracurricular  
566 activities as a representative of the school before  
567 participation. A home education student must be able to  
568 participate in curricular activities if that is a requirement  
569 for an extracurricular activity.

570 6. A student who transfers from a home education program  
571 to a public school before or during the first grading period of  
572 the school year is academically eligible to participate in  
573 interscholastic extracurricular activities during the first  
574 grading period provided the student has a successful evaluation  
575 from the previous school year, pursuant to subparagraph 2.

576           7. Any public school or private school student who has  
 577 been unable to maintain academic eligibility for participation  
 578 in interscholastic extracurricular activities is ineligible to  
 579 participate in such activities as a home education student until  
 580 the student has successfully completed one grading period in  
 581 home education pursuant to subparagraph 2. to become eligible to  
 582 participate as a home education student.

583           8. The roster for the specific interscholastic activity in  
 584 which the home education student would like to participate has  
 585 not reached the activity's identified maximum size and the coach  
 586 or sponsor for the activity determines that the home education  
 587 student has the requisite skill and ability to participate.

588           (e) A student of the Florida Virtual School full-time  
 589 program may participate in any interscholastic extracurricular  
 590 activity at any the public school in the school district in  
 591 which the student resides ~~to which the student would be assigned~~  
 592 ~~according to district school board attendance area policies~~ or  
 593 which the student could choose to attend pursuant to s. 1002.31  
 594 if ~~the student:~~

595           1. During the period of participation in the  
 596 interscholastic extracurricular activity, the student meets the  
 597 requirements in paragraph (a).

598           2. The student meets any additional requirements as  
 599 determined by the board of trustees of the Florida Virtual  
 600 School.



601           3. The student meets the same residency requirements as  
602 other students in the school at which he or she participates.

603           4. The student meets the same standards of acceptance,  
604 behavior, and performance that are required of other students in  
605 extracurricular activities.

606           5. The student registers his or her intent to participate  
607 in interscholastic extracurricular activities with the school  
608 before participation. A Florida Virtual school student must be  
609 able to participate in curricular activities if that is a  
610 requirement for an extracurricular activity.

611           6. The roster for the specific interscholastic activity in  
612 which the student would like to participate has not reached the  
613 activity's identified maximum size and the coach or sponsor for  
614 the activity determines that the student has the requisite skill  
615 and ability to participate.

616           (8) (a) Each approved athletic association under s. 1006.20  
617 ~~the Florida High School Athletic Association (FHSAA),~~ in  
618 cooperation with each district school board and member private  
619 school, shall facilitate a program in which a middle school or  
620 high school student who attends a private school shall be  
621 eligible to participate in an interscholastic or intrascholastic  
622 sport at a member public high school, a member public middle  
623 school, ~~or a member~~ 6-12 public school, or a member private  
624 school, as appropriate for the private school student's grade  
625 level to which the student would be assigned according to

626 ~~district school board attendance area policies and procedures or~~  
627 ~~which the student could choose to attend pursuant to s. 1002.31,~~  
628 ~~provided the public school has not reached capacity as~~  
629 ~~determined by the district school board, if:~~

630 1. The private school in which the student is enrolled is  
631 not a member of the association ~~FHSAA~~.

632 2. The private school student meets the guidelines for the  
633 conduct of the program established by the association's ~~FHSAA's~~  
634 board of directors and the district school board or member  
635 private school. At a minimum, such guidelines shall provide:

636 a. a deadline for each sport by which the private school  
637 student's parents must register with the member ~~public~~ school in  
638 writing their intent for their child to participate at that  
639 school in the sport.

640 3. The roster for the specific interscholastic or  
641 intrascholastic sport in which the private school student would  
642 like to participate has not reached the sport's identified  
643 maximum size and the coach for the sport determines that the  
644 private school student has the requisite skill and ability to  
645 participate.

646 b. ~~Requirements for a private school student to~~  
647 ~~participate, including, but not limited to, meeting the same~~  
648 ~~standards of eligibility, acceptance, behavior, educational~~  
649 ~~progress, and performance which apply to other students~~  
650 ~~participating in interscholastic or intrascholastic sports at a~~

651 ~~public school or FHSAA member private school.~~

652 (b) The parents of a private school student participating  
653 in a member ~~public~~ school sport under this subsection are  
654 responsible for transporting their child to and from the member  
655 ~~public~~ school at which the student participates. The private  
656 school the student attends, the member ~~public~~ school at which  
657 the student participates in a sport, the district school board,  
658 and the association ~~FHSAA~~ are exempt from civil liability  
659 arising from any injury that occurs to the student during such  
660 transportation.

661 (c) For each academic year, a private school student may  
662 only participate at the member ~~public~~ school in which the  
663 student is first registered under subparagraph (a)2. ~~sub-~~  
664 ~~subparagraph (a)2.a.~~ or makes himself or herself a candidate for  
665 an athletic team by engaging in a practice.

666 (d) The athletic director of each participating  
667 association ~~FHSAA~~ member ~~public~~ school shall maintain the  
668 student records necessary for eligibility, compliance, and  
669 participation in the program.

670 (e) Any nonmember ~~non-FHSAA member~~ private school that has  
671 a student who wishes to participate in this program must make  
672 all student records, including, but not limited to, academic,  
673 financial, disciplinary, and attendance records, available upon  
674 request of the association ~~FHSAA~~.

675 (f) A student must apply to participate in this program

676 through the association's ~~FHSAA~~ program application process.

677 (g) Only students who are enrolled in ~~non-FHSAA member~~  
678 private schools consisting of 125 students or fewer are eligible  
679 to participate in the program in any given academic year.

680 (9)(a) A student who transfers to a school during the  
681 school year may seek to immediately join an existing team if the  
682 roster for the specific interscholastic or intrascholastic  
683 extracurricular activity has not reached the activity's  
684 identified maximum size and if the coach for the activity  
685 determines that the student has the requisite skill and ability  
686 to participate. The approved athletic association under s.  
687 1006.20 ~~FHSAA~~ and school district or charter school may not  
688 declare such a student ineligible because the student did not  
689 have the opportunity to comply with qualifying requirements.

690 (10) A student who is participating in an interscholastic  
691 or intrascholastic activity at a public school and who transfers  
692 from the school during the school year must be permitted to  
693 continue to participate in the activity at the school from which  
694 he or she transferred for the remainder of the school year if:

695 (a) During the period of participation in the activity,  
696 the student continues to meet the requirements in paragraph  
697 (3)(a).

698 (b) The student continues to meet the same standards of  
699 acceptance, behavior, and performance that are required of other  
700 students participating in the activity, except for enrollment

701 requirements at the school at which the student participates.  
 702 (c) The parents of the student participating in the  
 703 activity provide for the transportation of the student to and  
 704 from the school at which the student participates. The school  
 705 the student attends, the school at which the student  
 706 participates in the activity, and the district school board are  
 707 exempt from civil liability arising from any injury that occurs  
 708 to the student during such transportation.

709 Section 3. Subsection (3) of section 768.135, Florida  
 710 Statutes, is amended to read:

711 768.135 Volunteer team physicians; immunity.—

712 (3) A practitioner licensed under chapter 458, chapter  
 713 459, chapter 460, or s. 464.012 or registered under s. 464.0123  
 714 who gratuitously and in good faith conducts an evaluation  
 715 pursuant to s. 1006.20(3)(c) ~~s. 1006.20(2)(c)~~ is not liable for  
 716 any civil damages arising from that evaluation unless the  
 717 evaluation was conducted in a wrongful manner.

718 Section 4. Subsection (17) of section 1002.20, Florida  
 719 Statutes, is amended to read:

720 1002.20 K-12 student and parent rights.—Parents of public  
 721 school students must receive accurate and timely information  
 722 regarding their child's academic progress and must be informed  
 723 of ways they can help their child to succeed in school. K-12  
 724 students and their parents are afforded numerous statutory  
 725 rights including, but not limited to, the following:

726 (17) ATHLETICS; PUBLIC HIGH SCHOOL.—

727 (a) Eligibility.—Eligibility requirements for all students  
 728 participating in high school athletic competition must allow a  
 729 student to be immediately eligible in the school in which he or  
 730 she first enrolls each school year, the school in which the  
 731 student makes himself or herself a candidate for an athletic  
 732 team by engaging in practice before enrolling, or the school to  
 733 which the student has transferred, in accordance with s.  
 734 1006.20 (3) (a) ~~s. 1006.20(2)(a)~~.

735 (b) Medical evaluation.—Students must satisfactorily pass  
 736 a medical evaluation each year before participating in  
 737 athletics, unless the parent objects in writing based on  
 738 religious tenets or practices, in accordance with s.  
 739 1006.20 (3) (d) ~~the provisions of s. 1006.20(2)(d)~~.

740 Section 5. Subsection (8) of section 1002.42, Florida  
 741 Statutes, is amended to read:

742 1002.42 Private schools.—

743 (8) ATHLETIC COMPETITION.—A private school may participate  
 744 in athletic competition with a public high school by joining any  
 745 approved athletic association in accordance with s. 1006.20 ~~the~~  
 746 ~~provisions of s. 1006.20(1)~~.

747 Section 6. Paragraph (a) of subsection (1) and paragraph  
 748 (a) of subsection (2) of section 1006.165, Florida Statutes, are  
 749 amended to read:

750 1006.165 Well-being of students participating in

751 extracurricular activities; training.-

752 (1)(a) Each public school that is a member of any approved  
753 athletic association under s. 1006.20 ~~the Florida High School~~  
754 ~~Athletic Association (FHSAA)~~ must have an operational automated  
755 external defibrillator on the school grounds. The defibrillator  
756 must be available in a clearly marked and publicized location  
757 for each athletic contest, practice, workout, or conditioning  
758 session, including those conducted outside of the school year.  
759 Public and private partnerships are encouraged to cover the cost  
760 associated with the purchase and placement of the defibrillator  
761 and training in the use of the defibrillator.

762 (2)(a) In order to better protect student athletes  
763 participating in athletics during hot weather and avoid  
764 preventable injury or death, each approved athletic association  
765 under s. 1006.20 ~~the FHSAA~~ shall:

766 1. Make training and resources available to each member  
767 school for the effective monitoring of heat stress.

768 2. Establish guidelines for monitoring heat stress and  
769 identify heat stress levels at which a school must make a  
770 cooling zone available for each outdoor athletic contest,  
771 practice, workout, or conditioning session. Heat stress must be  
772 determined by measuring the ambient temperature, humidity, wind  
773 speed, sun angle, and cloud cover at the site of the athletic  
774 activity.

775 3. Require member schools to monitor heat stress and

776 modify athletic activities, including suspending or moving  
 777 activities, based on the heat stress guidelines.

778 4. Establish hydration guidelines, including appropriate  
 779 introduction of electrolytes after extended activities or when a  
 780 student participates in multiple activities in a day.

781 5. Establish requirements for cooling zones, including, at  
 782 a minimum, the immediate availability of cold-water immersion  
 783 tubs or equivalent means to rapidly cool internal body  
 784 temperature when a student exhibits symptoms of exertional heat  
 785 stroke and the presence of an employee or volunteer trained to  
 786 implement cold-water immersion.

787 6. Require each school's emergency action plan, as  
 788 required by the association FHSAA, to include a procedure for  
 789 onsite cooling using cold-water immersion or equivalent means  
 790 before a student is transported to a hospital for exertional  
 791 heat stroke.

792  
 793 The requirements of this paragraph apply year-round.

794 Section 7. Section 1006.18, Florida Statutes, is amended  
 795 to read:

796 1006.18 Cheerleader safety standards.—Each approved  
 797 athletic association under s. 1006.20 ~~the Florida High School~~  
 798 ~~Athletic Association or successor organization~~ shall adopt  
 799 statewide uniform safety standards for student cheerleaders and  
 800 spirit groups that participate in any school activity or



801 extracurricular student activity, if applicable. Such approved  
 802 athletic association ~~the Florida High School Athletic~~  
 803 ~~Association or successor organization~~ shall adopt the "Official  
 804 High School Spirit Rules," published by the National Federation  
 805 of State High School Associations, as the statewide uniform  
 806 safety standards.

807 Section 8. Paragraph (a) of subsection (1) and subsection  
 808 (2) of section 1006.195, Florida Statutes, are amended to read:

809 1006.195 District school board, charter school authority  
 810 and responsibility to establish student eligibility regarding  
 811 participation in interscholastic and intrascholastic  
 812 extracurricular activities.—Notwithstanding any provision to the  
 813 contrary in ss. 1006.15, 1006.18, and 1006.20, regarding student  
 814 eligibility to participate in interscholastic and  
 815 intrascholastic extracurricular activities:

816 (1)(a) A district school board must establish, through its  
 817 code of student conduct, student eligibility standards and  
 818 related student disciplinary actions regarding student  
 819 participation in interscholastic and intrascholastic  
 820 extracurricular activities. The code of student conduct must  
 821 provide that:

822 1. A student not currently suspended from interscholastic  
 823 or intrascholastic extracurricular activities, or suspended or  
 824 expelled from school, pursuant to a district school board's  
 825 suspension or expulsion powers provided in law, including ss.

826 1006.07, 1006.08, and 1006.09, is eligible to participate in  
 827 interscholastic and intrascholastic extracurricular activities.

828 2. A student may not participate in a sport if the student  
 829 participated in that same sport at another school during that  
 830 school year, unless the student meets the criteria in s.  
 831 1006.15(3)(h).

832 3. A student's eligibility to participate in any  
 833 interscholastic or intrascholastic extracurricular activity may  
 834 not be affected by any alleged recruiting violation until final  
 835 disposition of the allegation pursuant to s. 1006.20(3)(b) ~~s.~~  
 836 ~~1006.20(2)(b)~~.

837 (2)(a) Each approved athletic association ~~the Florida High~~  
 838 ~~School Athletic Association (FHSAA)~~ continues to retain  
 839 jurisdiction over the following provisions in s. 1006.20, which  
 840 may not be implemented in a manner contrary to this section:  
 841 membership in the association ~~FHSAA~~; recruiting prohibitions and  
 842 violations; student medical evaluations; investigations;  
 843 sanctions for coaches; school eligibility and forfeiture of  
 844 contests; student concussions or head injuries; ~~the sports~~  
 845 ~~medical advisory committee~~; and the general operational  
 846 provisions of the association ~~FHSAA~~.

847 (b) Each approved athletic association under s. 1006.20  
 848 ~~the FHSAA~~ must adopt, and prominently publish, the text of this  
 849 section on its website and in its bylaws, rules, procedures,  
 850 training and education materials, and all other governing

851 authority documents ~~by August 1, 2016.~~

852 Section 9. Paragraph (g) of subsection (2) of section  
853 1012.468, Florida Statutes, is amended to read:

854 1012.468 Exceptions to certain fingerprinting and criminal  
855 history checks.—

856 (2) A district school board shall exempt from the  
857 screening requirements set forth in ss. 1012.465 and 1012.467  
858 the following noninstructional contractors:

859 (g) An investigator for any approved athletic association  
860 ~~the Florida High School Athletic Association (FHSAA)~~ who meets  
861 the requirements under s. 1006.20(3)(e) ~~s. 1006.20(2)(e)~~.

862 Section 10. Paragraph (o) of subsection (1) of section  
863 1012.795, Florida Statutes, is amended to read:

864 1012.795 Education Practices Commission; authority to  
865 discipline.—

866 (1) The Education Practices Commission may suspend the  
867 educator certificate of any instructional personnel or school  
868 administrator, as defined in s. 1012.01(2) or (3), for up to 5  
869 years, thereby denying that person the right to teach or  
870 otherwise be employed by a district school board or public  
871 school in any capacity requiring direct contact with students  
872 for that period of time, after which the person may return to  
873 teaching as provided in subsection (4); may revoke the educator  
874 certificate of any person, thereby denying that person the right  
875 to teach or otherwise be employed by a district school board or

876 public school in any capacity requiring direct contact with  
 877 students for up to 10 years, with reinstatement subject to  
 878 subsection (4); may permanently revoke the educator certificate  
 879 of any person thereby denying that person the right to teach or  
 880 otherwise be employed by a district school board or public  
 881 school in any capacity requiring direct contact with students;  
 882 may suspend a person's educator certificate, upon an order of  
 883 the court or notice by the Department of Revenue relating to the  
 884 payment of child support; may direct the department to place a  
 885 certificateholder employed by a public school, charter school,  
 886 charter school governing board, or private school that  
 887 participates in a state scholarship program under chapter 1002  
 888 on the disqualification list maintained by the department  
 889 pursuant to s. 1001.10(4)(b) for misconduct that would render  
 890 the person ineligible pursuant to s. 1012.315 or sexual  
 891 misconduct with a student; or may impose any other penalty  
 892 provided by law, if the person:

893 (o) Has committed a third recruiting offense as determined  
 894 by an approved athletic association ~~the Florida High School~~  
 895 ~~Athletic Association (FHSAA)~~ pursuant to s. 1006.20(3)(b) ~~s.~~  
 896 ~~1006.20(2)(b)~~.

897 Section 11. Subsections (3) and (7) of section 1012.796,  
 898 Florida Statutes, are amended to read:

899 1012.796 Complaints against teachers and administrators;  
 900 procedure; penalties.-

901           (3) The department staff shall advise the commissioner  
902 concerning the findings of the investigation and of all  
903 referrals by an approved athletic association ~~the Florida High~~  
904 ~~School Athletic Association (FHSAA)~~ pursuant to ss.  
905 1006.20(3)(b) ~~ss. 1006.20(2)(b)~~ and 1012.795. The department  
906 general counsel or members of that staff shall review the  
907 investigation or the referral and advise the commissioner  
908 concerning probable cause or lack thereof. The determination of  
909 probable cause shall be made by the commissioner. The  
910 commissioner shall provide an opportunity for a conference, if  
911 requested, before ~~prior to~~ determining probable cause. The  
912 commissioner may enter into deferred prosecution agreements in  
913 lieu of finding probable cause if, in his or her judgment, such  
914 agreements are in the best interests of the department, the  
915 certificateholder, and the public. Such deferred prosecution  
916 agreements shall become effective when filed with the clerk of  
917 the Education Practices Commission. However, a deferred  
918 prosecution agreement may not be entered into if there is  
919 probable cause to believe that a felony or an act of moral  
920 turpitude, as defined by rule of the State Board of Education,  
921 has occurred, or for referrals by any approved athletic  
922 association ~~the FHSAA~~. Upon finding no probable cause, the  
923 commissioner shall dismiss the complaint and may issue a letter  
924 of guidance to the certificateholder.

925           (7) A panel of the commission shall enter a final order

926 | either dismissing the complaint or imposing one or more of the  
 927 | following penalties:

928 |       (a) Denial of an application for a certificate or for an  
 929 | administrative or supervisory endorsement on a teaching  
 930 | certificate. The denial may provide that the applicant may not  
 931 | reapply for certification, and that the department may refuse to  
 932 | consider that applicant's application, for a specified period of  
 933 | time or permanently.

934 |       (b) Revocation or suspension of a certificate.

935 |       (c) Imposition of an administrative fine not to exceed  
 936 | \$2,000 for each count or separate offense.

937 |       (d) Placement of the teacher, administrator, or supervisor  
 938 | on probation for a period of time and subject to such conditions  
 939 | as the commission may specify, including requiring the certified  
 940 | teacher, administrator, or supervisor to complete additional  
 941 | appropriate college courses or work with another certified  
 942 | educator, with the administrative costs of monitoring the  
 943 | probation assessed to the educator placed on probation. An  
 944 | educator who has been placed on probation shall, at a minimum:

945 |           1. Immediately notify the investigative office in the  
 946 | Department of Education upon employment or separation from  
 947 | employment in any public or private position requiring a Florida  
 948 | educator's certificate.

949 |           2. Have his or her immediate supervisor submit annual  
 950 | performance reports to the investigative office in the

951 Department of Education.

952 3. Pay to the commission within the first 6 months of each  
 953 probation year the administrative costs of monitoring probation  
 954 assessed to the educator.

955 4. Violate no law and fully comply with all district  
 956 school board policies, school rules, and State Board of  
 957 Education rules.

958 5. Satisfactorily perform his or her assigned duties in a  
 959 competent, professional manner.

960 6. Bear all costs of complying with the terms of a final  
 961 order entered by the commission.

962 (e) Restriction of the authorized scope of practice of the  
 963 teacher, administrator, or supervisor.

964 (f) Reprimand of the teacher, administrator, or supervisor  
 965 in writing, with a copy to be placed in the certification file  
 966 of such person.

967 (g) Imposition of an administrative sanction, upon a  
 968 person whose teaching certificate has expired, for an act or  
 969 acts committed while that person possessed a teaching  
 970 certificate or an expired certificate subject to late renewal,  
 971 which sanction bars that person from applying for a new  
 972 certificate for a period of 10 years or less, or permanently.

973 (h) Refer the teacher, administrator, or supervisor to the  
 974 recovery network program provided in s. 1012.798 under such  
 975 terms and conditions as the commission may specify.

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976 (i) Direct the department to place instructional personnel  
977 or school administrators on the disqualification list maintained  
978 by the department pursuant to s. 1001.10(4)(b) for conduct that  
979 would render the person ineligible pursuant to s. 1012.315 or  
980 sexual misconduct with a student.

981  
982 The penalties imposed under this subsection are in addition to,  
983 and not in lieu of, the penalties required for a third  
984 recruiting offense pursuant to s. 1006.20(3)(b) ~~s.~~  
985 ~~1006.20(2)(b)~~.

986 Section 12. This act shall take effect July 1, 2022.