

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Cassel offered the following:

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3 **Amendment (with title amendment)**

4 Remove lines 190-211 and insert:

5 parent may÷

6 ~~(I)~~ request the Commissioner of Education to appoint a
7 special magistrate who is a member of The Florida Bar in good
8 standing and who has at least 5 years' experience in
9 administrative law. The special magistrate shall determine facts
10 relating to the dispute over the school district procedure or
11 practice, consider information provided by the school district,
12 and render a recommended decision for resolution to the State
13 Board of Education within 30 days after receipt of the request

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14 by the parent. The State Board of Education must approve or
 15 reject the recommended decision at its next regularly scheduled
 16 meeting that is more than 7 calendar days and no more than 30
 17 days after the date the recommended decision is transmitted. The
 18 costs of the special magistrate shall be borne by the school
 19 district. The State Board of Education shall adopt rules,
 20 including forms, necessary to implement this subparagraph.

21 ~~(II) Bring an action against the school district to obtain~~
 22 ~~a declaratory judgment that the school district procedure or~~
 23 ~~practice violates this paragraph and seek injunctive relief. A~~
 24 ~~court may award damages and shall award reasonable attorney fees~~
 25 ~~and court costs to a parent who receives declaratory or~~
 26 ~~injunctive relief.~~

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T I T L E A M E N D M E N T

29 Remove line 21 and insert:
 30 prohibition applies to charter schools; removing a
 31 provision authorizing a parent to bring an action
 32 against a school district to obtain a declaratory
 33 judgment that a school district procedure or practice
 34 violates certain provisions of law; removing a
 35 provision authorizing the award of injunctive relief,
 36 damages, and reasonable attorney fees and court costs;
 37 requiring
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