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LEGISLATIVE ACTION

Senate

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House

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Floor: WD

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04/17/2023 02:24 PM

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Senator Burgess moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraph (g) of subsection (1) of section
1003.02, Florida Statutes, is amended to read:

1003.02 District school board operation and control of
public K-12 education within the school district.—As provided in
part II of chapter 1001, district school boards are
constitutionally and statutorily charged with the operation and
control of public K-12 education within their school districts.



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12 The district school boards must establish, organize, and operate
13 their public K-12 schools and educational programs, employees,
14 and facilities. Their responsibilities include staff
15 development, public K-12 school student education including
16 education for exceptional students and students in juvenile
17 justice programs, special programs, adult education programs,
18 and career education programs. Additionally, district school
19 boards must:

20 (1) Provide for the proper accounting for all students of
21 school age, for the attendance and control of students at
22 school, and for proper attention to health, safety, and other
23 matters relating to the welfare of students in the following
24 areas:

25 (g) *School operation.*—

26 1. Provide for the operation of all public schools as free
27 schools for a term of 180 days or the equivalent on an hourly
28 basis as specified by rules of the State Board of Education;
29 determine district school funds necessary in addition to state
30 funds to operate all schools for the minimum term; and arrange
31 for the levying of district school taxes necessary to provide
32 the amount needed from district sources.

33 2. Prepare, adopt, and timely submit to the Department of
34 Education, as required by law and by rules of the State Board of
35 Education, the annual school budget, so as to promote the
36 improvement of the district school system.

37 3. Provide and adopt an Internet safety policy for student
38 access to the Internet provided by the school district which
39 addresses all of the following:

40 a. Access by students to age-appropriate subject matter and



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41 materials on the Internet.

42 b. The safety and security of students when using e-mail,
43 chat rooms, and other forms of direct electronic communications.

44 c. Unauthorized access by students to data or information,
45 including so-called "hacking," and other unlawful online
46 activities by minors.

47 d. Unauthorized disclosure, use, or dissemination of
48 students' personal information.

49 4. Prohibit and prevent students from accessing social
50 media platforms through the use of Internet access provided by
51 the school district, except when such use is solely for
52 educational purposes as directed by a teacher.

53 5. Prohibit the use of the TikTok platform or any successor
54 platform on Internet access provided by the school district or
55 as a platform to communicate or promote any district school,
56 school-sponsored club, extracurricular organization, or athletic
57 team.

58
59 The State Board of Education may adopt rules to administer this
60 paragraph.

61 Section 2. Paragraph (n) of subsection (2) of section
62 1003.42, Florida Statutes, is amended to read:

63 1003.42 Required instruction.—

64 (2) Members of the instructional staff of the public
65 schools, subject to the rules of the State Board of Education
66 and the district school board, shall teach efficiently and
67 faithfully, using the books and materials required that meet the
68 highest standards for professionalism and historical accuracy,
69 following the prescribed courses of study, and employing



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70 approved methods of instruction, the following:

71 (n) Comprehensive age-appropriate and developmentally
72 appropriate K-12 instruction on:

73 1. Health education that addresses concepts of community
74 health, consumer health, environmental health, and family life,
75 including:

76 a. Injury prevention and safety.

77 b. Internet safety.

78 c. Nutrition.

79 d. Personal health.

80 e. Prevention and control of disease.

81 f. Substance use and abuse.

82 g. Prevention of child sexual abuse, exploitation, and
83 human trafficking.

84 2. For students in grades 7 through 12, teen dating
85 violence and abuse. This component must include, but not be
86 limited to, the definition of dating violence and abuse, the
87 warning signs of dating violence and abusive behavior, the
88 characteristics of healthy relationships, measures to prevent
89 and stop dating violence and abuse, and community resources
90 available to victims of dating violence and abuse.

91 3. For students in grades 6 through 12, awareness of the
92 benefits of sexual abstinence as the expected standard and the
93 consequences of teenage pregnancy.

94 4. Life skills that build confidence, support mental and
95 emotional health, and enable students to overcome challenges,
96 including:

97 a. Self-awareness and self-management.

98 b. Responsible decisionmaking.



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99 c. Resiliency.

100 d. Relationship skills and conflict resolution.

101 e. Understanding and respecting other viewpoints and
102 backgrounds.

103 f. For grades 9 through 12, developing leadership skills,
104 interpersonal skills, organization skills, and research skills;
105 creating a resume, including a digital resume; exploring career
106 pathways; using state career planning resources; developing and
107 practicing the skills necessary for employment interviews;
108 workplace ethics and workplace law; managing stress and
109 expectations; and self-motivation.

110 5.a. For students in grades 6 through 12, the social,
111 emotional, and physical effects of social media. This component
112 must include, but need not be limited to, the negative effects
113 of social media on mental health, including addiction; the
114 distribution of misinformation on social media; how social media
115 manipulates behavior; the permanency of sharing materials
116 online; how to maintain personal security and identify
117 cyberbullying, predatory behavior, and human trafficking on the
118 Internet; and how to report suspicious behavior encountered on
119 the Internet.

120 b. The Department of Education shall make available online
121 the instructional material being used pursuant to this
122 subparagraph, and each district school board shall notify
123 parents of its availability. The department may procure such
124 instructional material from a vendor or provider.

125
126 Health education and life skills instruction and materials may
127 not contradict the principles enumerated in subsection (3).



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128
129 The State Board of Education is encouraged to adopt standards
130 and pursue assessment of the requirements of this subsection.
131 Instructional programming that incorporates the values of the
132 recipients of the Congressional Medal of Honor and that is
133 offered as part of a social studies, English Language Arts, or
134 other schoolwide character building and veteran awareness
135 initiative meets the requirements of paragraph (t).

136 Section 3. Paragraph (f) of subsection (2) of section
137 1006.07, Florida Statutes, is amended to read:

138 1006.07 District school board duties relating to student
139 discipline and school safety.—The district school board shall
140 provide for the proper accounting for all students, for the
141 attendance and control of students at school, and for proper
142 attention to health, safety, and other matters relating to the
143 welfare of students, including:

144 (2) CODE OF STUDENT CONDUCT.—Adopt a code of student
145 conduct for elementary schools and a code of student conduct for
146 middle and high schools and distribute the appropriate code to
147 all teachers, school personnel, students, and parents, at the
148 beginning of every school year. Each code shall be organized and
149 written in language that is understandable to students and
150 parents and shall be discussed at the beginning of every school
151 year in student classes, school advisory council meetings, and
152 parent and teacher association or organization meetings. Each
153 code shall be based on the rules governing student conduct and
154 discipline adopted by the district school board and shall be
155 made available in the student handbook or similar publication.
156 Each code shall include, but is not limited to:



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157 (f) Notice that use of a wireless communications device
158 includes the possibility of the imposition of disciplinary
159 action by the school or criminal penalties if the device is used
160 in a criminal act. A student may possess a wireless
161 communications device while the student is on school property or
162 in attendance at a school function. Each district school board
163 shall adopt rules governing the use of a wireless communications
164 device by a student while the student is on school property or
165 in attendance at a school function. A student may not use a
166 wireless communications device during instructional time, except
167 when used solely for educational purposes as directed by his or
168 her teacher. A teacher may withhold a student's wireless
169 communications device during instructional time.

170 Section 4. This act shall take effect July 1, 2023.

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

172 And the title is amended as follows:

173 Delete everything before the enacting clause
174 and insert:

175 A bill to be entitled
176 An act relating to technology in K-12 public schools;
177 amending s. 1003.02, F.S.; requiring each district
178 school board to adopt an Internet safety policy for
179 student access to the Internet provided by the school
180 district; providing requirements for the policy;
181 requiring each school district to prohibit and prevent
182 student access to social media through Internet access
183 provided by the school district; providing an
184 exception; prohibiting the use of certain platforms on
185 Internet access provided by the school district;



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186 authorizing the State Board of Education to adopt
187 rules; amending s. 1003.42, F.S.; requiring public
188 schools to provide instruction on the social,
189 emotional, and physical effects of social media;
190 providing requirements for such instruction; requiring
191 the Department of Education to make certain
192 instructional material available online and notify
193 parents of its availability; authorizing the
194 department to procure such instructional material from
195 a vendor or provider; amending s. 1006.07, F.S.;
196 requiring that school districts' codes of student
197 conduct prohibit student use of wireless
198 communications devices during instructional time;
199 providing an exception; authorizing a teacher to
200 withhold a student's wireless communications device
201 during instructional time; providing an effective
202 date.