By Senator Calatayud

	38-00972-23 2023758
1	A bill to be entitled
2	An act relating to reading strategies; amending s.
3	1001.215, F.S.; requiring that certain reading
4	instructional and intervention programs exclude
5	specified programs; amending s. 1004.04, F.S.;
6	requiring that certain reading instructional
7	strategies exclude specified programs; amending s.
8	1004.85, F.S.; requiring that certain reading
9	instructional strategies exclude specified programs;
10	amending s. 1006.283, F.S.; requiring that certain
11	instructional materials exclude specified materials;
12	amending s. 1006.31, F.S.; requiring that certain
13	instructional materials exclude specified materials;
14	amending s. 1011.62, F.S.; requiring that certain
15	supplemental instructional materials exclude specified
16	materials; revising a requirement pertaining to school
17	districts' comprehensive reading plans; amending s.
18	1012.56, F.S.; requiring that certain reading
19	instructional strategies exclude specified strategies;
20	amending s. 1012.98, F.S.; requiring that certain
21	teacher training exclude specified training; providing
22	an effective date.
23	
24	Be It Enacted by the Legislature of the State of Florida:
25	
26	Section 1. Subsection (8) of section 1001.215, Florida
27	Statutes, is amended to read:
28	1001.215 Just Read, Florida! OfficeThere is created in
29	the Department of Education the Just Read, Florida! Office. The
	Page 1 of 19

i	38-00972-23 2023758
30	office is fully accountable to the Commissioner of Education and
31	shall:
32	(8) Work with the Florida Center for Reading Research to
33	identify scientifically researched and evidence-based reading
34	instructional and intervention programs that incorporate
35	explicit, systematic, and sequential approaches to teaching
36	phonemic awareness, phonics, vocabulary, fluency, and text
37	comprehension and incorporate decodable or phonetic text
38	instructional strategies. Reading intervention includes
39	evidence-based strategies frequently used to remediate reading
40	deficiencies and includes, but is not limited to, individual
41	instruction, multisensory approaches, tutoring, mentoring, or
42	the use of technology that targets specific reading skills and
43	abilities. The identified reading instructional and intervention
44	programs for foundational skills may not include those that
45	employ the three-cueing system model of reading, visual memory
46	as the primary basis for teaching word recognition, or the
47	three-cueing system model of reading based on meaning, structure
48	and syntax, and visual, which is also known as "MSV."
49	Section 2. Paragraph (b) of subsection (2) of section
50	1004.04, Florida Statutes, is amended to read:
51	1004.04 Public accountability and state approval for
52	teacher preparation programs
53	(2) UNIFORM CORE CURRICULA AND CANDIDATE ASSESSMENT
54	(b) The rules to establish uniform core curricula for each
55	state-approved teacher preparation program must include, but are
56	not limited to, the following:
57	1. Candidate instruction and assessment in the Florida
58	Educator Accomplished Practices across content areas.

Page 2 of 19

	38-00972-23 2023758_
59	2. The use of state-adopted content standards to guide
60	curricula and instruction.
61	3. Scientifically researched and evidence-based reading
62	instructional strategies that improve reading performance for
63	all students, including explicit, systematic, and sequential
64	approaches to teaching phonemic awareness, phonics, vocabulary,
65	fluency, and text comprehension and multisensory intervention
66	strategies. Instructional strategies for foundational skills may
67	not include those that employ the three-cueing system model of
68	reading, visual memory as the primary basis for teaching word
69	recognition, or the three-cueing system model of reading based
70	on meaning, structure and syntax, and visual, which is also
71	known as "MSV."
72	4. Content literacy and mathematics practices.
73	5. Strategies appropriate for the instruction of English
74	language learners.
75	6. Strategies appropriate for the instruction of students
76	with disabilities.
77	7. Strategies to differentiate instruction based on student
78	needs.
79	8. Strategies and practices to support evidence-based
80	content aligned to state standards and grading practices.
81	9. Strategies appropriate for the early identification of a
82	student in crisis or experiencing a mental health challenge and
83	the referral of such student to a mental health professional for
84	support.
85	10. Strategies to support the use of technology in
86	education and distance learning.
87	Section 3. Paragraph (a) of subsection (3) of section

Page 3 of 19

38-00972-23 2023758 88 1004.85, Florida Statutes, is amended to read: 89 1004.85 Postsecondary educator preparation institutes.-90 (3) Educator preparation institutes approved pursuant to 91 this section may offer competency-based certification programs 92 specifically designed for noneducation major baccalaureate degree holders to enable program participants to meet the 93 94 educator certification requirements of s. 1012.56. An educator 95 preparation institute choosing to offer a competency-based 96 certification program pursuant to the provisions of this section 97 must implement a program previously approved by the Department 98 of Education for this purpose or a program developed by the 99 institute and approved by the department for this purpose. 100 Approved programs shall be available for use by other approved 101 educator preparation institutes. 102 (a) Within 90 days after receipt of a request for approval, the Department of Education shall approve a preparation program 103

104 pursuant to the requirements of this subsection or issue a 105 statement of the deficiencies in the request for approval. The 106 department shall approve a certification program if the 107 institute provides evidence of the institute's capacity to 108 implement a competency-based program that includes each of the 109 following:

110 1.a. Participant instruction and assessment in the Florida111 Educator Accomplished Practices across content areas.

b. The use of state-adopted student content standards to guide curriculum and instruction.

114 c. Scientifically researched and Evidence-based reading 115 instructional strategies that improve reading performance for 116 all students, including explicit, systematic, and sequential

Page 4 of 19

	38-00972-23 2023758
117	approaches to teaching phonemic awareness, phonics, vocabulary,
118	fluency, and text comprehension and multisensory intervention
119	strategies. Reading instructional strategies for foundational
120	skills may not include those that employ the three-cueing system
121	model of reading, visual memory as the primary basis for
122	teaching word recognition, or the three-cueing system model of
123	reading based on meaning, structure and syntax, and visual,
124	which is also known as "MSV."
125	d. Content literacy and mathematical practices.
126	e. Strategies appropriate for instruction of English
127	language learners.
128	f. Strategies appropriate for instruction of students with
129	disabilities.
130	g. Strategies to differentiate instruction based on student
131	needs.
132	h. Strategies and practices to support evidence-based
133	content aligned to state standards and grading practices.
134	i. Strategies appropriate for the early identification of a
135	student in crisis or experiencing a mental health challenge and
136	the referral of such student to a mental health professional for
137	support.
138	j. Strategies to support the use of technology in education
139	and distance learning.
140	2. An educational plan for each participant to meet
141	certification requirements and demonstrate his or her ability to
142	teach the subject area for which the participant is seeking
143	certification, which is based on an assessment of his or her
144	competency in the areas listed in subparagraph 1.
145	3. Field experiences appropriate to the certification
·	Page 5 of 19

	38-00972-23 2023758
146	subject area specified in the educational plan with a diverse
147	population of students in a variety of challenging environments,
148	including, but not limited to, high-poverty schools, urban
149	schools, and rural schools, under the supervision of qualified
150	educators. The state board shall determine in rule the amount of
151	field experience necessary to serve as the teacher of record,
152	beginning with candidates entering a program in the 2023-2024
153	school year.
154	4. A certification ombudsman to facilitate the process and
155	procedures required for participants who complete the program to
156	meet any requirements related to the background screening
157	pursuant to s. 1012.32 and educator professional or temporary
158	certification pursuant to s. 1012.56.
159	Section 4. Subsection (4) of section 1006.283, Florida
160	Statutes, is amended to read:
161	1006.283 District school board instructional materials
162	review process
163	(4) Instructional materials that have been reviewed by the
164	district instructional materials reviewers and approved must
165	have been determined to align with all applicable state
166	standards pursuant to s. 1003.41 and the requirements in s.
167	1006.31. Instructional materials for foundational skills may not
168	include those that employ the three-cueing system model of
169	reading, visual memory as the primary basis for teaching word
170	recognition, or the three-cueing system model of reading based
171	on meaning, structure and syntax, and visual, which is also
172	known as "MSV." The district school superintendent shall
173	annually certify to the department that all instructional
174	materials for core courses used by the district are aligned with
I	

Page 6 of 19

38-00972-23 2023758 175 all applicable state standards and have been reviewed, selected, 176 and adopted by the district school board in accordance with the 177 school board hearing and public meeting requirements of this 178 section. 179 Section 5. Subsection (2) of section 1006.31, Florida 180 Statutes, is amended to read: 181 1006.31 Duties of the Department of Education and school district instructional materials reviewer.-The duties of the 182 instructional materials reviewer are: 183 (2) EVALUATION OF INSTRUCTIONAL MATERIALS.-To use the 184 185 selection criteria listed in s. 1006.34(2)(b) and recommend for 186 adoption only those instructional materials aligned with the 187 Next Generation Sunshine State Standards provided for in s. 188 1003.41. Instructional materials for foundational reading skills 189 may not include those that employ the three-cueing system model 190 of reading, visual memory as the primary basis for teaching word recognition, or the three-cueing system model of reading based 191 192 on meaning, structure and syntax, and visual, which is also 193 known as "MSV." Instructional materials recommended by each 194 reviewer shall be, to the satisfaction of each reviewer, 195 accurate, objective, balanced, noninflammatory, current, free of 196 pornography and material prohibited under s. 847.012, and suited 197 to student needs and their ability to comprehend the material 198 presented. Reviewers shall consider for recommendation materials developed for academically talented students, such as students 199 200 enrolled in advanced placement courses. When recommending 201 instructional materials, each reviewer shall: 202 (a) Include only instructional materials that accurately

203 portray the ethnic, socioeconomic, cultural, religious,

Page 7 of 19

CODING: Words stricken are deletions; words underlined are additions.

38-00972-23 2023758 204 physical, and racial diversity of our society, including men and 205 women in professional, career, and executive roles, and the role 206 and contributions of the entrepreneur and labor in the total 207 development of this state and the United States. 208 (b) Include only materials that accurately portray, 209 whenever appropriate, humankind's place in ecological systems, 210 including the necessity for the protection of our environment 211 and conservation of our natural resources and the effects on the human system of the use of tobacco, alcohol, controlled 212 213 substances, and other dangerous substances. 214 (c) Include materials that encourage thrift, fire 215 prevention, and humane treatment of people and animals. 216 (d) Require, when appropriate to the comprehension of 217 students, that materials for social science, history, or civics 218 classes contain the Declaration of Independence and the 219 Constitution of the United States. A reviewer may not recommend 220 any instructional materials that contain any matter reflecting 221 unfairly upon persons because of their race, color, creed, 222 national origin, ancestry, gender, religion, disability, 223 socioeconomic status, or occupation or otherwise contradict the 224 principles enumerated under s. 1003.42(3). 225 Section 6. Paragraphs (d) and (e) of subsection (8) of 226 section 1011.62, Florida Statutes, are amended to read: 227 1011.62 Funds for operation of schools.-If the annual 228 allocation from the Florida Education Finance Program to each

district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

Page 8 of 19

CODING: Words stricken are deletions; words underlined are additions.

38-00972-23 2023758 233 (8) EVIDENCE-BASED READING INSTRUCTION ALLOCATION.-234 (d) Funds allocated under this subsection must be used to 235 provide a system of comprehensive reading instruction to 236 students enrolled in the prekindergarten-12 programs and certain 237 students who exhibit a substantial deficiency in early literacy, 238 which may include the following: 239 1. Additional time per day of evidence-based intensive 240 reading instruction to students, which may be delivered during or outside of the regular school day. 241 242 2. Kindergarten through grade 12 evidence-based intensive 243 reading interventions. 244 3. Highly qualified reading coaches, who must be endorsed 245 in reading, to specifically support teachers in making 246 instructional decisions based on student data, and improve 247 teacher delivery of effective reading instruction, intervention, 248 and reading in the content areas based on student need. 249 4. Professional development to help instructional personnel 250 and certified prekindergarten teachers funded in the Florida 251 Education Finance Program earn a certification, a credential, an 252 endorsement, or an advanced degree in scientifically researched 253 and evidence-based reading instruction. 254 5. Summer reading camps, using only teachers or other 255 district personnel who possess a micro-credential as specified 256 in s. 1003.485 or are certified or endorsed in reading 257 consistent with s. 1008.25(7)(b)3., for all students in 258 kindergarten through grade 5 who demonstrate a reading 259 deficiency as determined by district and state assessments. 260 6. Scientifically researched and evidence-based 261 supplemental instructional materials as identified by the Just

Page 9 of 19

CODING: Words stricken are deletions; words underlined are additions.

	38-00972-23 2023758
262	Read, Florida! Office pursuant to s. 1001.215(8). Such
263	instructional materials for foundational skills may not include
264	those that employ the three-cueing system model of reading,
265	visual memory as the primary basis for teaching word
266	recognition, or the three-cueing system model of reading based
267	on meaning, structure and syntax, and visual, which is also
268	known as "MSV."
269	7. Incentives for instructional personnel and certified
270	prekindergarten teachers funded in the Florida Education Finance
271	Program who possess a reading certification or endorsement or
272	micro-credential as specified in s. 1003.485 and provide
273	educational support to improve student literacy.
274	8. Tutoring in reading.
275	(e)1. Annually, by a date determined by the Department of
276	Education, each school district shall submit a comprehensive
277	reading plan approved by the applicable district school board,
278	charter school governing board, or lab school board of trustees,
279	for the specific use of the evidence-based reading instruction
280	allocation, based upon a root-cause analysis. <u>The plan must also</u>
281	describe how the district prioritizes the assignment of highly
282	effective teachers, as defined by s. 1012.34(2)(e), to
283	kindergarten through grade 2 and how reading coaches are
284	assigned to individual schools. These two provisions must be
285	approved by the Just Read, Florida! Office. The State Regional
286	Literacy Director may assist in the development of the plan. The
287	department shall provide a plan format. A district school board
288	may use the format developed by the department or a format
289	developed by the district school board.

290

2. Intensive reading interventions must be delivered by

Page 10 of 19

CODING: Words stricken are deletions; words underlined are additions.

```
38-00972-23
                                                              2023758
291
     instructional personnel who possess the micro-credential as
292
     provided in s. 1003.485 or are certified or endorsed in reading
293
     and must incorporate evidence-based strategies identified by the
294
     Just Read, Florida! Office pursuant to s. 1001.215(8).
295
     Instructional personnel who possess a micro-credential as
296
     specified in s. 1003.485 and are delivering intensive reading
297
     interventions must be supervised by an individual certified or
298
     endorsed in reading. For the purposes of this subsection, the
299
     term "supervision" means the ability to communicate by way of
300
     telecommunication with or physical presence of the certified or
301
     endorsed personnel for consultation and direction of the actions
302
     of the personnel with the micro-credential.
303
          3. By July 1 of each year, the department shall release to
304
     each school district its allocation of appropriated funds. The
305
     department shall evaluate the implementation of each district
306
     plan, including conducting site visits and collecting specific
307
     data on expenditures and reading improvement results. By
308
     February 1 of each year, the department shall report its
309
     findings to the Legislature and the State Board of Education,
310
     including any recommendations for improving implementation of
311
     evidence-based reading and intervention strategies in
312
     classrooms.
313
     For purposes of this subsection, the term "evidence-based" means
314
315
     demonstrating a statistically significant effect on improving
316
     student outcomes or other relevant outcomes as provided in 20
317
     U.S.C. s. 8101(21)(A)(i).
318
          Section 7. Paragraph (a) of subsection (8) of section
319
     1012.56, Florida Statutes, is amended to read:
```

Page 11 of 19

CODING: Words stricken are deletions; words underlined are additions.

_	38-00972-23 2023758
320	1012.56 Educator certification requirements
321	(8) PROFESSIONAL DEVELOPMENT CERTIFICATION AND EDUCATION
322	COMPETENCY PROGRAM
323	(a) The Department of Education shall develop and each
324	school district, charter school, and charter management
325	organization may provide a cohesive competency-based
326	professional development certification and education competency
327	program by which instructional staff may satisfy the mastery of
328	professional preparation and education competence requirements
329	specified in subsection (6) and rules of the State Board of
330	Education. Participants must hold a state-issued temporary
331	certificate. A school district, charter school, or charter
332	management organization that implements the program shall
333	provide a competency-based certification program developed by
334	the Department of Education or developed by the district,
335	charter school, or charter management organization and approved
336	by the Department of Education. The program shall include the
337	following:
338	1. A minimum period of initial preparation before assuming
339	duties as the teacher of record.
340	2. An option for collaboration with other supporting
341	agencies or educational entities for implementation.
342	3. A teacher mentorship and induction component.
343	a. Each individual selected by the district as a mentor:
344	(I) Must hold a valid professional certificate issued
345	pursuant to this section;
346	(II) Must have earned at least 3 years of teaching
347	experience in prekindergarten through grade 12;
348	(III) Must have completed specialized training in clinical

Page 12 of 19

38-00972-23 2023758 349 supervision and participate in ongoing mentor training provided 350 through the coordinated system of professional development under 351 s. 1012.98(3)(e); 352 (IV) Must have earned an effective or highly effective 353 rating on the prior year's performance evaluation under s. 354 1012.34; and 355 (V) May be a peer evaluator under the district's evaluation 356 system approved under s. 1012.34. 357 b. The teacher mentorship and induction component must, at 358 a minimum, provide weekly opportunities for mentoring and 359 induction activities, including common planning time, ongoing 360 professional development targeted to a teacher's needs, 361 opportunities for a teacher to observe other teachers, co-362 teaching experiences, and reflection and follow-up followup discussions. Mentorship and induction activities must be 363 364 provided for an applicant's first year in the program and may be 365 provided until the applicant attains his or her professional 366 certificate in accordance with this section. A principal who is 367 rated highly effective as determined by his or her performance 368 evaluation under s. 1012.34 must be provided flexibility in 369 selecting professional development activities under this 370 paragraph; however, the activities must be approved by the 371 department as part of the district's, charter school's, or 372 charter management organization's program. 373 4. An assessment of teaching performance aligned to the 374 district's system for personnel evaluation under s. 1012.34 375 which provides for:

a. An initial evaluation of each educator's competencies todetermine an appropriate individualized professional development

Page 13 of 19

CODING: Words stricken are deletions; words underlined are additions.

	38-00972-23 2023758
378	plan.
379	b. A summative evaluation to assure successful completion
380	of the program.
381	5. Professional education preparation content knowledge,
382	which must be included in the mentoring and induction activities
383	under subparagraph 3., that includes, but is not limited to, the
384	following:
385	a. The state standards provided under s. 1003.41, including
386	scientifically based reading instruction, content literacy, and
387	mathematical practices, for each subject identified on the
388	temporary certificate. Reading instructional strategies for
389	foundational skills may not include those that employ the three-
390	cueing system model of reading, visual memory as the primary
391	basis for teaching word recognition, or the three-cueing system
392	model of reading based on meaning, structure and syntax, and
393	visual, which is also known as "MSV."
394	b. The educator-accomplished practices approved by the
395	state board.
396	c. A variety of data indicators for monitoring student
397	progress.
398	d. Methodologies for teaching students with disabilities.
399	e. Methodologies for teaching students of limited English
400	proficiency appropriate for each subject area identified on the
401	temporary certificate.
402	f. Techniques and strategies for operationalizing the role
403	of the teacher in assuring a safe learning environment for
404	students.
405	6. Required achievement of passing scores on the subject
406	area and professional education competency examination required
I	

Page 14 of 19

CODING: Words stricken are deletions; words underlined are additions.

430 1. Be reviewed and approved by the department for 431 compliance with s. 1003.42(3) and this section. All substantial 432 revisions to the system shall be submitted to the department for 433 review for continued approval.

434 2. Be based on analyses of student achievement data and435 instructional strategies and methods that support rigorous,

Page 15 of 19

38-00972-23 2023758 436 relevant, and challenging curricula for all students. Schools 437 and districts, in developing and refining the professional 438 development system, shall also review and monitor school 439 discipline data; school environment surveys; assessments of 440 parental satisfaction; performance appraisal data of teachers, 441 managers, and administrative personnel; and other performance 442 indicators to identify school and student needs that can be met 443 by improved professional performance. 444 3. Provide inservice activities coupled with follow-up

445 followup support appropriate to accomplish district-level and 446 school-level improvement goals and standards. The inservice 447 activities for instructional personnel shall focus on analysis 448 of student achievement data, ongoing formal and informal 449 assessments of student achievement, identification and use of 450 enhanced and differentiated instructional strategies that 451 emphasize rigor, relevance, and reading in the content areas, 452 enhancement of subject content expertise, integrated use of 453 classroom technology that enhances teaching and learning, 454 classroom management, parent involvement, and school safety.

4. Provide inservice activities and support targeted to the
individual needs of new teachers participating in the
professional development certification and education competency
program under s. 1012.56(8)(a).

5. Include a master plan for inservice activities, pursuant to rules of the State Board of Education, for all district employees from all fund sources. The master plan shall be updated annually by September 1, must be based on input from teachers and district and school instructional leaders, and must use the latest available student achievement data and research

Page 16 of 19

38-00972-23 2023758 465 to enhance rigor and relevance in the classroom. Each district 466 inservice plan must be aligned to and support the school-based 467 inservice plans and school improvement plans pursuant to s. 468 1001.42(18). Each district inservice plan must provide a 469 description of the training that middle grades instructional 470 personnel and school administrators receive on the district's 471 code of student conduct adopted pursuant to s. 1006.07; 472 integrated digital instruction and competency-based instruction 473 and CAPE Digital Tool certificates and CAPE industry 474 certifications; classroom management; student behavior and 475 interaction; extended learning opportunities for students; and 476 instructional leadership. District plans must be approved by the 477 district school board annually in order to ensure compliance with subsection (1) and to allow for dissemination of research-478 based best practices to other districts. District school boards 479 480 must submit verification of their approval to the Commissioner 481 of Education no later than October 1, annually. Each school 482 principal may establish and maintain an individual professional 483 development plan for each instructional employee assigned to the 484 school as a seamless component to the school improvement plans 485 developed pursuant to s. 1001.42(18). An individual professional 486 development plan must be related to specific performance data 487 for the students to whom the teacher is assigned, define the 488 inservice objectives and specific measurable improvements expected in student performance as a result of the inservice 489 490 activity, and include an evaluation component that determines 491 the effectiveness of the professional development plan. 492 6. Include inservice activities for school administrative

492 6. Include inservice activities for school administrative 493 personnel that address updated skills necessary for

Page 17 of 19

38-00972-23 2023758 494 instructional leadership and effective school management 495 pursuant to s. 1012.986. 496 7. Provide for systematic consultation with regional and 497 state personnel designated to provide technical assistance and 498 evaluation of local professional development programs. 499 8. Provide for delivery of professional development by 500 distance learning and other technology-based delivery systems to 501 reach more educators at lower costs. 502 9. Provide for the continuous evaluation of the quality and effectiveness of professional development programs in order to 503 504 eliminate ineffective programs and strategies and to expand 505 effective ones. Evaluations must consider the impact of such 506 activities on the performance of participating educators and their students' achievement and behavior. 507 508 10. For middle grades, emphasize: 509 a. Interdisciplinary planning, collaboration, and 510 instruction. 511 b. Alignment of curriculum and instructional materials to 512 the state academic standards adopted pursuant to s. 1003.41. 513 c. Use of small learning communities; problem-solving, 514 inquiry-driven research and analytical approaches for students; 515 strategies and tools based on student needs; competency-based 516 instruction; integrated digital instruction; and project-based 517 instruction. 518 519 Each school that includes any of grades 6, 7, or 8 must include 520 in its school improvement plan, required under s. 1001.42(18), a 521 description of the specific strategies used by the school to 522 implement each item listed in this subparagraph. Page 18 of 19

CODING: Words stricken are deletions; words underlined are additions.

38-00972-23 2023758 523 11. Provide training to reading coaches, classroom 524 teachers, and school administrators in effective methods of 525 identifying characteristics of conditions such as dyslexia and 526 other causes of diminished phonological processing skills; 527 incorporating instructional techniques into the general 528 education setting which are proven to improve reading 529 performance for all students; and using predictive and other data to make instructional decisions based on individual student 530 531 needs. The training must help teachers integrate phonemic 532 awareness; phonics, word study, and spelling; reading fluency; 533 vocabulary, including academic vocabulary; and text 534 comprehension strategies into an explicit, systematic, and 535 sequential approach to reading instruction, including 536 multisensory intervention strategies. Such training for teaching 537 foundational skills may not include those that employ the three-538 cueing system model of reading, visual memory as the primary basis for teaching word recognition, or the three-cueing system 539 540 model of reading based on meaning, structure and syntax, and 541 visual, which is also known as "MSV." Each district must provide 542 all elementary grades instructional personnel access to training 543 sufficient to meet the requirements of s. 1012.585(3)(f). 544 Section 9. This act shall take effect July 1, 2023.

Page 19 of 19