

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

A bill to be entitled  
 An act relating to district and school advisory  
 councils; amending s. 1001.452, F.S.; renaming  
 district advisory councils and school advisory  
 councils as "district community advisory boards" and  
 "community advisory boards," respectively; revising  
 membership requirements for community advisory boards;  
 requiring community advisory boards to publicize  
 specified information; establishing terms for board  
 members; establishing term limits for specified board  
 officers; requiring district school boards to  
 establish training for community advisory board  
 members; requiring members of such boards to complete  
 such training; revising the requirements for community  
 advisory board bylaws; amending ss. 24.121, 1001.42,  
 1001.43, 1002.23, 1002.32, 1002.33, 1003.02,  
 1003.4203, 1006.07, 1008.345, 1008.36, 1012.71, and  
 1012.98, F.S.; conforming provisions to changes made  
 by the act; providing an effective date.

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

Section 1. Section 1001.452, Florida Statutes, is amended  
 to read:

1001.452 District and community ~~school~~ advisory boards

26 ~~councils.~~—  
27 (1) ESTABLISHMENT.—  
28 (a) The district school board shall establish a community  
29 ~~an~~ advisory board ~~council~~ for each school in the district and  
30 shall develop procedures for the election and appointment of  
31 advisory board ~~council~~ members. Each community ~~school~~ advisory  
32 board ~~council~~ shall include in its name the words "community  
33 ~~school~~ advisory board ~~council~~." The community ~~school~~ advisory  
34 board ~~council~~ shall be the sole body responsible for final  
35 decisionmaking at the school relating to implementation of ss.  
36 1001.42(18) and 1008.345. At least 70 percent ~~A majority~~ of the  
37 members of each community ~~school~~ advisory board ~~council~~ must be  
38 persons who are not employed by the school district. Each  
39 community advisory board ~~council~~ shall be composed of the  
40 principal and an appropriately balanced number of teachers,  
41 education support employees, students, parents, and other  
42 business and community citizens who are representative of the  
43 ethnic, racial, and economic community served by the school.  
44 Career center and high school community advisory boards ~~councils~~  
45 shall include students, and middle and junior high school  
46 community advisory boards ~~councils~~ may include students.  
47 Community ~~school~~ advisory boards ~~councils~~ of career centers and  
48 adult education centers are not required to include parents as  
49 members. Board ~~Council~~ members representing teachers, education  
50 support employees, students, and parents shall be elected by

51 | their respective peer groups at the school in a fair and  
52 | equitable manner as follows:

- 53 |       1. Teachers shall be elected by teachers.  
54 |       2. Education support employees shall be elected by  
55 | education support employees.  
56 |       3. Students shall be elected by students.  
57 |       4. Parents shall be elected by parents.

58 |

59 | The district school board shall establish procedures to be used  
60 | by schools in selecting business and community members that  
61 | include means of ensuring wide notice of vacancies and of taking  
62 | input on possible members from local business, chambers of  
63 | commerce, community and civic organizations and groups, and the  
64 | public at large. The district school board shall review the  
65 | membership composition of each community advisory board ~~council~~.  
66 | If the district school board determines that the membership  
67 | elected by the school is not representative of the ethnic,  
68 | racial, and economic community served by the school, the  
69 | district school board shall appoint additional members to  
70 | achieve proper representation. The commissioner shall determine  
71 | if schools have maximized their efforts to include on their  
72 | community advisory boards ~~councils~~ minority persons and persons  
73 | of lower socioeconomic status. A community advisory board must  
74 | publicize open positions on the community advisory board,  
75 | information regarding board elections and appointments, and

76 information about becoming a member of the community advisory  
 77 board. The community advisory board must work with each school  
 78 to ensure the board's efforts to publicize such information are  
 79 effective. Members of the community advisory board shall serve  
 80 2-year terms. The president, vice president, secretary, and  
 81 treasurer of the community advisory board may not serve  
 82 consecutive terms. Each district school board shall administer  
 83 training and each member of a community advisory board must  
 84 complete such training at least once. Although schools are  
 85 strongly encouraged to establish community school advisory  
 86 boards ~~councils~~, the district school board of any school  
 87 district that has a student population of 10,000 or fewer may  
 88 establish a district community advisory board ~~council~~ which  
 89 includes at least one duly elected teacher from each school in  
 90 the district. For the purposes of community school advisory  
 91 boards ~~councils~~ and district community advisory boards ~~councils~~,  
 92 the term "teacher" includes classroom teachers, certified  
 93 student services personnel, and media specialists. For purposes  
 94 of this paragraph, "education support employee" means any person  
 95 employed by a school who is not defined as instructional or  
 96 administrative personnel pursuant to s. 1012.01 and whose duties  
 97 require 20 or more hours in each normal working week.

98 (b) The district school board may establish a district  
 99 community advisory board ~~council~~ representative of the district  
 100 and composed of teachers, students, parents, and other citizens

101 or a district community advisory board ~~council~~ that may be  
 102 comprised of representatives of each community ~~school~~ advisory  
 103 board ~~council~~. Recognized schoolwide support groups that meet  
 104 all criteria established by law or rule may function as  
 105 community ~~school~~ advisory boards ~~councils~~.

106 (c) For those schools operating for the purpose of  
 107 providing educational services to youth in Department of  
 108 Juvenile Justice programs, district school boards may establish  
 109 a district community advisory board ~~council~~ with appropriate  
 110 representatives for the purpose of developing and monitoring a  
 111 district school improvement plan that encompasses all such  
 112 schools in the district, pursuant to s. 1001.42(18)(a).

113 (d) Each community ~~school~~ advisory board ~~council~~ shall  
 114 adopt bylaws establishing procedures for:

115 1. The approval, review, and updating of its bylaws.  
 116 District school boards shall establish a schedule to approve,  
 117 review, and update such bylaws.

118 ~~2.1.~~ Requiring a quorum to be present before a vote may be  
 119 taken by the community ~~school~~ advisory board ~~council~~. A majority  
 120 of the membership of the board ~~council~~ constitutes a quorum.

121 ~~3.2.~~ Requiring at least 3 days' advance notice in writing  
 122 to all members of the community advisory board ~~council~~ of any  
 123 matter that is scheduled to come before the board ~~council~~ for a  
 124 vote.

125 ~~4.3.~~ Scheduling meetings when parents, students, teachers,

126 businesspersons, and members of the community can attend.

127 5.4. Replacing any member who has two unexcused  
 128 consecutive absences from a community school advisory board  
 129 ~~council~~ meeting that is noticed according to the procedures in  
 130 the bylaws.

131 6.5. Recording minutes of meetings.

132  
 133 The district school board shall ~~may~~ review all proposed bylaws  
 134 of a community school advisory board ~~council~~ and shall maintain  
 135 a record of minutes of board ~~council~~ meetings.

136 (2) DUTIES.—Each community advisory board ~~council~~ shall  
 137 perform functions prescribed by regulations of the district  
 138 school board; however, no community advisory board ~~council~~ shall  
 139 have any of the powers and duties now reserved by law to the  
 140 district school board. Each community school advisory board  
 141 ~~council~~ shall assist in the preparation and evaluation of the  
 142 school improvement plan required pursuant to s. 1001.42(18).  
 143 With technical assistance from the Department of Education, each  
 144 community school advisory board ~~council~~ shall assist in the  
 145 preparation of the school's annual budget and plan as required  
 146 by s. 1008.385(1). A portion of funds provided in the annual  
 147 General Appropriations Act for use by community school advisory  
 148 boards ~~councils~~ must be used for implementing the school  
 149 improvement plan.

150 Section 2. Paragraphs (c) and (d) of subsection (5) of

151 section 24.121, Florida Statutes, are amended to read:

152 24.121 Allocation of revenues and expenditure of funds for  
153 public education.—

154 (5)

155 (c) A portion of such net revenues, as determined annually  
156 by the Legislature, shall be distributed to each school district  
157 and shall be made available to each public school in the  
158 district for enhancing school performance through development  
159 and implementation of a school improvement plan pursuant to s.  
160 1001.42(18). A portion of these moneys, as determined annually  
161 in the General Appropriations Act, must be allocated to each  
162 school in an equal amount for each student enrolled. These  
163 moneys may be expended only on programs or projects selected by  
164 the community school advisory board council or by a parent  
165 advisory committee created pursuant to this paragraph. If a  
166 school does not have a community school advisory board council,  
167 the district community advisory board council must appoint a  
168 parent advisory committee composed of parents of students  
169 enrolled in that school, which is representative of the ethnic,  
170 racial, and economic community served by the school, to advise  
171 the school's principal on the programs or projects to be funded.  
172 Neither school district staff nor principals may override the  
173 recommendations of the community school advisory board council  
174 or the parent advisory committee. These moneys may not be used  
175 for capital improvements or for any project or program that has

176 a duration of more than 1 year; however, a community school  
 177 advisory board ~~council~~ or parent advisory committee may  
 178 independently determine that a program or project formerly  
 179 funded under this paragraph should receive funds in a subsequent  
 180 year.

181 (d) No funds shall be released for any purpose from the  
 182 Educational Enhancement Trust Fund to any school district in  
 183 which one or more schools do not have an approved school  
 184 improvement plan pursuant to s. 1001.42(18) or do not comply  
 185 with community school ~~advisory board council~~ membership  
 186 composition requirements pursuant to s. 1001.452(1). The  
 187 Commissioner of Education shall withhold disbursements from the  
 188 trust fund to any school district that fails to adopt the  
 189 performance-based salary schedule required by s. 1012.22(1).

190 Section 3. Paragraphs (a) and (c) of subsection (19) of  
 191 section 1001.42, Florida Statutes, are amended to read:

192 1001.42 Powers and duties of district school board.—The  
 193 district school board, acting as a board, shall exercise all  
 194 powers and perform all duties listed below:

195 (19) LOCAL-LEVEL DECISIONMAKING.—

196 (a) Adopt policies that clearly encourage and enhance  
 197 maximum decisionmaking appropriate to the school site. Such  
 198 policies must include guidelines for schools in the adoption and  
 199 purchase of district and school site instructional materials and  
 200 technology, the implementation of student health and fitness



201 standards, staff training, community school advisory board  
 202 ~~council~~ member training, student support services, budgeting,  
 203 and the allocation of staff resources.

204 (c) Develop policies for periodically monitoring the  
 205 membership composition of community school advisory boards  
 206 ~~councils~~ to ensure compliance with requirements established in  
 207 s. 1001.452.

208 Section 4. Subsection (5) of section 1001.43, Florida  
 209 Statutes, is amended to read:

210 1001.43 Supplemental powers and duties of district school  
 211 board.—The district school board may exercise the following  
 212 supplemental powers and duties as authorized by this code or  
 213 State Board of Education rule.

214 (5) SCHOOL COMMUNITY RELATIONS.—The district school board  
 215 may adopt policies governing public gifts and donations to  
 216 schools; input from the community concerning instruction  
 217 resources; advertising in schools; participation in community  
 218 affairs, including coordination with local governments and  
 219 planning authorities; protocols for interagency agreements;  
 220 business community partnerships; community use of school  
 221 facilities; public solicitations in schools, including the  
 222 distribution and posting of promotional materials and  
 223 literature; visitors to the school campus; community school  
 224 advisory boards ~~councils~~; and parent volunteers and chaperones.

225 Section 5. Paragraph (c) of subsection (2) and paragraph

226 (d) of subsection (4) of section 1002.23, Florida Statutes, are  
 227 amended to read:

228 1002.23 Family and School Partnership for Student  
 229 Achievement Act.—

230 (2) To facilitate meaningful parent and family  
 231 involvement, the Department of Education shall develop  
 232 guidelines for a parent guide to successful student achievement  
 233 which describes what parents need to know about their child's  
 234 educational progress and how they can help their child to  
 235 succeed in school. The guidelines shall include, but need not be  
 236 limited to:

237 (c) Opportunities for parental participation, such as  
 238 parenting classes, adult education, community ~~school~~ advisory  
 239 boards ~~councils~~, and school volunteer programs;

240 (4) Each district school board shall adopt rules that  
 241 strengthen family involvement and family empowerment. The rules  
 242 shall be developed in collaboration with parents, school  
 243 administrators, teachers, and community partners, and shall  
 244 address:

245 (d) Opportunities for parents to participate on community  
 246 ~~school~~ advisory boards ~~councils~~ and in school volunteer programs  
 247 and other activities.

248 Section 6. Subsections (6) and (8) of section 1002.32,  
 249 Florida Statutes, are amended to read:

250 1002.32 Developmental research (laboratory) schools.—

251 (6) SUPPLEMENTAL-SUPPORT ORGANIZATIONS.—Each lab school  
 252 may accrue supplemental revenue from supplemental-support  
 253 organizations, which include, but are not limited to, alumni  
 254 associations, foundations, parent-teacher associations, and  
 255 booster associations. The governing body of each supplemental-  
 256 support organization shall recommend the expenditure of moneys  
 257 collected by the organization for the benefit of the school.  
 258 Such expenditures shall be contingent upon the recommendations  
 259 of the community school ~~advisory board council~~ and review of the  
 260 director. The director may override any proposed expenditure of  
 261 the organization that would violate Florida Statutes or breach  
 262 sound educational management.

263 (8) ADVISORY BOARDS.—Each public school in the state shall  
 264 establish a community school ~~advisory board council~~ that is  
 265 reflective of the population served by the school, pursuant to  
 266 s. 1001.452, and is responsible for the development and  
 267 implementation of the school improvement plan pursuant to s.  
 268 1003.02(3). Lab schools shall comply with the provisions of s.  
 269 1001.452 in one of two ways:

270 (a) Each lab school may establish two advisory bodies as  
 271 follows:

272 1. An advisory body pursuant to the provisions and  
 273 requirements of s. 1001.452 to be responsible for the  
 274 development and implementation of the school improvement plan,  
 275 pursuant to s. 1003.02(3).

276           2. An advisory board to provide general oversight and  
277 guidance. The dean of the affiliated college of education shall  
278 be a standing member of the board, and the president of the  
279 university shall appoint four faculty members from the related  
280 university, at least two of whom are from the college of  
281 education, one layperson who resides in the county in which the  
282 school is located, two parents of students who attend the lab  
283 school, and one lab school student appointed by the principal to  
284 serve on the advisory board. The term of each member shall be  
285 for 2 years, and any vacancy shall be filled with a person of  
286 the same classification as his or her predecessor for the  
287 balance of the unexpired term. The president shall stagger the  
288 terms of the initial appointees in a manner that results in the  
289 expiration of terms of no more than two members in any year. The  
290 president shall call the organizational meeting of the board.  
291 The board shall annually elect a chair and a vice chair. There  
292 shall be no limitation on successive appointments to the board  
293 or successive terms that may be served by a chair or vice chair.  
294 The board shall adopt internal organizational procedures or  
295 bylaws necessary for efficient operation as provided in chapter  
296 120. Board members shall not receive per diem or travel expenses  
297 for the performance of their duties. The board shall:  
298           a. Meet at least quarterly.  
299           b. Monitor the operations of the school and the  
300 distribution of moneys allocated for such operations.

301 c. Establish necessary policy, program, and administration  
302 modifications.

303 d. Evaluate biennially the performance of the director and  
304 principal and recommend corresponding action to the dean of the  
305 college of education.

306 e. Annually review evaluations of the school's operation  
307 and research findings.

308 (b) Each lab school may establish one advisory body  
309 responsible for the development and implementation of the school  
310 improvement plan, pursuant to s. 1003.02(3), in addition to  
311 general oversight and guidance responsibilities. The advisory  
312 body shall reflect the membership composition requirements  
313 established in s. 1001.452, but may also include membership by  
314 the dean of the college of education and additional members  
315 appointed by the president of the university that represent  
316 faculty members from the college of education, the university,  
317 or other bodies deemed appropriate for the mission of the  
318 school.

319 Section 7. Paragraph (b) of subsection (3) of section  
320 1002.33, Florida Statutes, is amended to read:

321 1002.33 Charter schools.—

322 (3) APPLICATION FOR CHARTER STATUS.—

323 (b) An application for a conversion charter school shall  
324 be made by the district school board, the principal, teachers,  
325 parents, and/or the community school advisory board ~~council~~ at

326 an existing public school that has been in operation for at  
327 least 2 years prior to the application to convert. A public  
328 school-within-a-school that is designated as a school by the  
329 district school board may also submit an application to convert  
330 to charter status. An application submitted proposing to convert  
331 an existing public school to a charter school shall demonstrate  
332 the support of at least 50 percent of the teachers employed at  
333 the school and 50 percent of the parents voting whose children  
334 are enrolled at the school, provided that a majority of the  
335 parents eligible to vote participate in the ballot process,  
336 according to rules adopted by the State Board of Education. A  
337 district school board denying an application for a conversion  
338 charter school shall provide notice of denial to the applicants  
339 in writing within 10 days after the meeting at which the  
340 district school board denied the application. The notice must  
341 articulate in writing the specific reasons for denial and must  
342 provide documentation supporting those reasons. A private  
343 school, parochial school, or home education program shall not be  
344 eligible for charter school status.

345 Section 8. Paragraph (d) of subsection (1) of section  
346 1003.02, Florida Statutes, is amended to read:

347 1003.02 District school board operation and control of  
348 public K-12 education within the school district.—As provided in  
349 part II of chapter 1001, district school boards are  
350 constitutionally and statutorily charged with the operation and

351 control of public K-12 education within their school districts.  
 352 The district school boards must establish, organize, and operate  
 353 their public K-12 schools and educational programs, employees,  
 354 and facilities. Their responsibilities include staff  
 355 development, public K-12 school student education including  
 356 education for exceptional students and students in juvenile  
 357 justice programs, special programs, adult education programs,  
 358 and career education programs. Additionally, district school  
 359 boards must:

360 (1) Provide for the proper accounting for all students of  
 361 school age, for the attendance and control of students at  
 362 school, and for proper attention to health, safety, and other  
 363 matters relating to the welfare of students in the following  
 364 areas:

365 (d) Courses of study and instructional materials.—

366 1. Provide adequate instructional materials for all  
 367 students as follows and in accordance with the requirements of  
 368 chapter 1006, in the core courses of mathematics, language arts,  
 369 social studies, science, reading, and literature, except for  
 370 instruction for which the community school advisory board  
 371 ~~council~~ approves the use of a program that does not include a  
 372 textbook as a major tool of instruction.

373 2. Adopt courses of study for use in the schools of the  
 374 district.

375 3. Provide for proper requisitioning, distribution,

376 accounting, storage, care, and use of all instructional  
 377 materials as may be needed, and ensure that instructional  
 378 materials used in the district are consistent with the district  
 379 goals and objectives and the course descriptions approved by the  
 380 State Board of Education, as well as with the state and school  
 381 district performance standards required by law and state board  
 382 rule.

383 Section 9. Paragraph (b) of subsection (2) of section  
 384 1003.4203, Florida Statutes, is amended to read:

385 1003.4203 Digital materials, CAPE Digital Tool  
 386 certificates, and technical assistance.—

387 (2) CAPE DIGITAL TOOL CERTIFICATES.—The department shall  
 388 identify, in the CAPE Industry Certification Funding List under  
 389 ss. 1003.492 and 1008.44, CAPE Digital Tool certificates that  
 390 indicate a student's digital skills. The department shall notify  
 391 each school district when the certificates are available. The  
 392 certificates shall be made available to all public elementary  
 393 and middle grades students.

394 (b) The school district shall notify each middle school  
 395 community advisory board ~~council~~ of the methods of delivery of  
 396 the open-access content and assessments for the certificates. If  
 397 there is no middle school community advisory board ~~council~~,  
 398 notification must be provided to the district community advisory  
 399 board ~~council~~.

400 Section 10. Subsection (2) of section 1006.07, Florida



401 Statutes, is amended to read:

402       1006.07 District school board duties relating to student  
403 discipline and school safety.—The district school board shall  
404 provide for the proper accounting for all students, for the  
405 attendance and control of students at school, and for proper  
406 attention to health, safety, and other matters relating to the  
407 welfare of students, including:

408       (2) CODE OF STUDENT CONDUCT.—Adopt a code of student  
409 conduct for elementary schools and a code of student conduct for  
410 middle and high schools and distribute the appropriate code to  
411 all teachers, school personnel, students, and parents, at the  
412 beginning of every school year. Each code shall be organized and  
413 written in language that is understandable to students and  
414 parents and shall be discussed at the beginning of every school  
415 year in student classes, community school advisory board council  
416 meetings, and parent and teacher association or organization  
417 meetings. Each code shall be based on the rules governing  
418 student conduct and discipline adopted by the district school  
419 board and shall be made available in the student handbook or  
420 similar publication. Each code shall include, but is not limited  
421 to:

422       (a) Consistent policies and specific grounds for  
423 disciplinary action, including in-school suspension, out-of-  
424 school suspension, expulsion, and any disciplinary action that  
425 may be imposed for the possession or use of alcohol on school

426 property or while attending a school function or for the illegal  
427 use, sale, or possession of controlled substances as defined in  
428 chapter 893.

429 (b) Procedures to be followed for acts requiring  
430 discipline, including corporal punishment.

431 (c) An explanation of the responsibilities and rights of  
432 students with regard to attendance, respect for persons and  
433 property, knowledge and observation of rules of conduct, the  
434 right to learn, free speech and student publications, assembly,  
435 privacy, and participation in school programs and activities.

436 (d)1. An explanation of the responsibilities of each  
437 student with regard to appropriate dress, respect for self and  
438 others, and the role that appropriate dress and respect for self  
439 and others has on an orderly learning environment. Each district  
440 school board shall adopt a dress code policy that prohibits a  
441 student, while on the grounds of a public school during the  
442 regular school day, from wearing clothing that exposes underwear  
443 or body parts in an indecent or vulgar manner or that disrupts  
444 the orderly learning environment.

445 2. Any student who violates the dress policy described in  
446 subparagraph 1. is subject to the following disciplinary  
447 actions:

448 a. For a first offense, a student shall be given a verbal  
449 warning and the school principal shall call the student's parent  
450 or guardian.

451           b. For a second offense, the student is ineligible to  
452 participate in any extracurricular activity for a period of time  
453 not to exceed 5 days and the school principal shall meet with  
454 the student's parent or guardian.

455           c. For a third or subsequent offense, a student shall  
456 receive an in-school suspension pursuant to s. 1003.01(13) for a  
457 period not to exceed 3 days, the student is ineligible to  
458 participate in any extracurricular activity for a period not to  
459 exceed 30 days, and the school principal shall call the  
460 student's parent or guardian and send the parent or guardian a  
461 written letter regarding the student's in-school suspension and  
462 ineligibility to participate in extracurricular activities.

463           (e) Notice that illegal use, possession, or sale of  
464 controlled substances, as defined in chapter 893, by any student  
465 while the student is upon school property or in attendance at a  
466 school function is grounds for disciplinary action by the school  
467 and may also result in criminal penalties being imposed.

468           (f) Notice that use of a wireless communications device  
469 includes the possibility of the imposition of disciplinary  
470 action by the school or criminal penalties if the device is used  
471 in a criminal act. A student may possess a wireless  
472 communications device while the student is on school property or  
473 in attendance at a school function; however, a student may not  
474 use a wireless communications device during instructional time,  
475 except when expressly directed by a teacher solely for

476 educational purposes. A teacher shall designate an area for  
477 wireless communications devices during instructional time. Each  
478 district school board shall adopt rules governing the use of a  
479 wireless communications device by a student while the student is  
480 on school property or in attendance at a school function.

481 (g) Notice that the possession of a firearm or weapon as  
482 defined in chapter 790 by any student while the student is on  
483 school property or in attendance at a school function is grounds  
484 for disciplinary action and may also result in criminal  
485 prosecution. Simulating a firearm or weapon while playing or  
486 wearing clothing or accessories that depict a firearm or weapon  
487 or express an opinion regarding a right guaranteed by the Second  
488 Amendment to the United States Constitution is not grounds for  
489 disciplinary action or referral to the criminal justice or  
490 juvenile justice system under this section or s. 1006.13.  
491 Simulating a firearm or weapon while playing includes, but is  
492 not limited to:

- 493 1. Brandishing a partially consumed pastry or other food  
494 item to simulate a firearm or weapon.
- 495 2. Possessing a toy firearm or weapon that is 2 inches or  
496 less in overall length.
- 497 3. Possessing a toy firearm or weapon made of plastic  
498 snap-together building blocks.
- 499 4. Using a finger or hand to simulate a firearm or weapon.
- 500 5. Vocalizing an imaginary firearm or weapon.

CS/HB 1429

2024

501           6. Drawing a picture, or possessing an image, of a firearm  
502 or weapon.

503           7. Using a pencil, pen, or other writing or drawing  
504 utensil to simulate a firearm or weapon.

505

506 However, a student may be subject to disciplinary action if  
507 simulating a firearm or weapon while playing substantially  
508 disrupts student learning, causes bodily harm to another person,  
509 or places another person in reasonable fear of bodily harm. The  
510 severity of consequences imposed upon a student, including  
511 referral to the criminal justice or juvenile justice system,  
512 must be proportionate to the severity of the infraction and  
513 consistent with district school board policies for similar  
514 infractions. If a student is disciplined for such conduct, the  
515 school principal or his or her designee must call the student's  
516 parent. Disciplinary action resulting from a student's clothing  
517 or accessories shall be determined pursuant to paragraph (d)  
518 unless the wearing of the clothing or accessory causes a  
519 substantial disruption to student learning, in which case the  
520 infraction may be addressed in a manner that is consistent with  
521 district school board policies for similar infractions. This  
522 paragraph does not prohibit a public school from adopting a  
523 school uniform policy.

524           (h) Notice that violence against any district school board  
525 personnel by a student is grounds for in-school suspension, out-

526 of-school suspension, expulsion, or imposition of other  
527 disciplinary action by the school and may also result in  
528 criminal penalties being imposed.

529 (i) Notice that violation of district school board  
530 transportation policies, including disruptive behavior on a  
531 school bus or at a school bus stop, by a student is grounds for  
532 suspension of the student's privilege of riding on a school bus  
533 and may be grounds for disciplinary action by the school and may  
534 also result in criminal penalties being imposed.

535 (j) Notice that violation of the district school board's  
536 sexual harassment policy by a student is grounds for in-school  
537 suspension, out-of-school suspension, expulsion, or imposition  
538 of other disciplinary action by the school and may also result  
539 in criminal penalties being imposed.

540 (k) Policies to be followed for the assignment of violent  
541 or disruptive students to an alternative educational program or  
542 referral of such students to mental health services identified  
543 by the school district pursuant to s. 1012.584(4).

544 (l) Notice that any student who is determined to have  
545 brought a firearm or weapon, as defined in chapter 790, to  
546 school, to any school function, or onto any school-sponsored  
547 transportation, or to have possessed a firearm at school, will  
548 be expelled, with or without continuing educational services,  
549 from the student's regular school for a period of not less than  
550 1 full year and referred to mental health services identified by

551 the school district pursuant to s. 1012.584(4) and the criminal  
552 justice or juvenile justice system. District school boards may  
553 assign the student to a disciplinary program or second chance  
554 school for the purpose of continuing educational services during  
555 the period of expulsion. District school superintendents may  
556 consider the 1-year expulsion requirement on a case-by-case  
557 basis and request the district school board to modify the  
558 requirement by assigning the student to a disciplinary program  
559 or second chance school if the request for modification is in  
560 writing and it is determined to be in the best interest of the  
561 student and the school system.

562 (m) Notice that any student who is determined to have made  
563 a threat or false report, as defined by ss. 790.162 and 790.163,  
564 respectively, involving school or school personnel's property,  
565 school transportation, or a school-sponsored activity will be  
566 expelled, with or without continuing educational services, from  
567 the student's regular school for a period of not less than 1  
568 full year and referred for criminal prosecution and mental  
569 health services identified by the school district pursuant to s.  
570 1012.584(4) for evaluation or treatment, when appropriate.  
571 District school boards may assign the student to a disciplinary  
572 program or second chance school for the purpose of continuing  
573 educational services during the period of expulsion. District  
574 school superintendents may consider the 1-year expulsion  
575 requirement on a case-by-case basis and request the district

576 school board to modify the requirement by assigning the student  
 577 to a disciplinary program or second chance school if it is  
 578 determined to be in the best interest of the student and the  
 579 school system.

580 (n) Criteria for recommending to law enforcement that a  
 581 student who commits a criminal offense be allowed to participate  
 582 in a civil citation or similar prearrest diversion program as an  
 583 alternative to expulsion or arrest. All civil citation or  
 584 similar prearrest diversion programs must comply with s. 985.12.

585 (o) Criteria for assigning a student who commits a petty  
 586 act of misconduct, as defined by the district school board  
 587 pursuant to s. 1006.13(2)(c), to a school-based intervention  
 588 program. If a student's assignment is based on a noncriminal  
 589 offense, the student's participation in a school-based  
 590 intervention program may not be entered into the Juvenile  
 591 Justice Information System Prevention Web.

592 Section 11. Paragraphs (b) and (c) of subsection (6) and  
 593 paragraph (c) of subsection (7) of section 1008.345, Florida  
 594 Statutes, are amended to read:

595 1008.345 Implementation of state system of school  
 596 improvement and education accountability.—

597 (6)

598 (b) Upon request, the department shall provide technical  
 599 assistance and training to any school, including any school  
 600 operating for the purpose of providing educational services to



601 youth in Department of Juvenile Justice programs, community  
602 ~~school~~ advisory board ~~council~~, district, or district school  
603 board for conducting needs assessments, developing and  
604 implementing school improvement plans, or implementing other  
605 components of school improvement and accountability. Priority  
606 for these services shall be given to schools designated with a  
607 grade of "D" or "F" and school districts in rural and sparsely  
608 populated areas of the state.

609 (c) Pursuant to s. 24.121(5)(d), the department shall not  
610 release funds from the Educational Enhancement Trust Fund to any  
611 district in which a school, including schools operating for the  
612 purpose of providing educational services to youth in Department  
613 of Juvenile Justice programs, does not have an approved school  
614 improvement plan, pursuant to s. 1001.42(18), after 1 full  
615 school year of planning and development, or does not comply with  
616 community ~~school~~ advisory board ~~council~~ membership composition  
617 requirements pursuant to s. 1001.452. The department shall send  
618 a technical assistance team to each school without an approved  
619 plan to develop such school improvement plan or to each school  
620 without appropriate community ~~school~~ advisory board ~~council~~  
621 membership composition to develop a strategy for corrective  
622 action. The department shall release the funds upon approval of  
623 the plan or upon establishment of a plan of corrective action.  
624 Notice shall be given to the public of the department's  
625 intervention and shall identify each school without a plan or

626 without appropriate community school advisory board council  
627 membership composition.

628 (7) As a part of the system of educational accountability,  
629 the Department of Education shall:

630 (c) Review the community school advisory boards councils  
631 of each district as required by s. 1001.452.

632 Section 12. Subsection (4) of section 1008.36, Florida  
633 Statutes, is amended to read:

634 1008.36 Florida School Recognition Program.—

635 (4) All selected schools shall receive financial awards  
636 depending on the availability of funds appropriated and the  
637 number and size of schools selected to receive an award. Funds  
638 must be distributed to the school's fiscal agent and placed in  
639 the school's account and must be used for purposes listed in  
640 subsection (5) as determined jointly by the school's staff and  
641 community school advisory board council. If school staff and the  
642 community school advisory board council cannot reach agreement  
643 by February 1, the awards must be equally distributed to all  
644 classroom teachers currently teaching in the school. If a school  
645 selected to receive a school recognition award is no longer in  
646 existence at the time the award is paid, the district school  
647 superintendent shall distribute the funds to teachers who taught  
648 at the school in the previous year in the form of a bonus.

649  
650 Notwithstanding statutory provisions to the contrary, incentive

CS/HB 1429

2024

651 awards are not subject to collective bargaining.

652 Section 13. Subsection (5) of section 1012.71, Florida  
653 Statutes, is amended to read:

654 1012.71 The Florida Teachers Classroom Supply Assistance  
655 Program.—

656 (5) Each classroom teacher must keep receipts for no less  
657 than 4 years to show that funds expended meet the requirements  
658 of this section. Any unused funds shall be deposited into the  
659 community school advisory board ~~council~~ account of the school at  
660 which the classroom teacher was employed when the funds were  
661 made available to the classroom teacher. If the school does not  
662 have a community school advisory board ~~council~~, the funds shall  
663 be expended for classroom materials and supplies as determined  
664 by the school principal.

665 Section 14. Subsection (2) of section 1012.98, Florida  
666 Statutes, is amended to read:

667 1012.98 School Community Professional Learning Act.—

668 (2) The school community includes students and parents,  
669 administrative personnel, managers, instructional personnel,  
670 support personnel, members of district school boards, members of  
671 community school advisory boards ~~councils~~, business partners,  
672 and personnel that provide health and social services to  
673 students.

674 Section 15. This act shall take effect July 1, 2024.