1 A bill to be entitled 2 An act relating to education; amending s. 1002.421, 3 F.S.; revising requirements for a private school to 4 participate in certain educational scholarship 5 programs; requiring the Department of Education to 6 suspend the payment of funds to participating private 7 schools under certain circumstances; amending s. 8 1011.62, F.S.; requiring the Legislature to determine 9 the base student allocation using the Consumer Price 10 Index; revising the minimum base salary for classroom 11 teachers; creating s. 1011.761, F.S.; creating the K-12 12 Classroom Technology Grant Program; requiring the department to administer the program and establish an 13 14 application process; providing for the award of grants 15 and the amount of such grants; providing funding for 16 the program; authorizing the State Board of Education to adopt rules; creating s. 1011.781, F.S.; creating 17 the K-12 Education Funding Task Force within the 18 department; providing the purpose of the task force; 19 providing for membership of the task force; providing 20 21 for the terms of task force members; providing 22 requirements for the selection of a chair, a quorum, 23 and meetings of the task force; authorizing task force 24 members to receive specified reimbursements; providing 25 the duties and responsibilities of the task force;

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requiring the task force to annually provide a report to specified individuals and the public; providing requirements for such report; providing an effective date.

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

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Section 1. Subsection (1) of section 1002.421, Florida Statutes, is amended to read:

1002.421 State school choice scholarship program accountability and oversight.—

- (1) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—A private school participating in an educational scholarship program established pursuant to this chapter must be a private school as defined in s. 1002.01 in this state, be registered, and be in compliance with all requirements of this section in addition to private school requirements outlined in s. 1002.42, specific requirements identified within respective scholarship program laws, and other provisions of Florida law that apply to private schools, and must:
- (a) Comply with the antidiscrimination provisions of 42 U.S.C. s. 2000d.
- (b) Notify the department of its intent to participate in a scholarship program.
 - (c) Notify the department of any change in the school's

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name, school director, mailing address, or physical location within 15 days after the change.

- (d) Provide to the department or scholarship-funding organization all documentation required for a student's participation, including the private school's and student's individual fee schedule, and attendance verification as required by the department or scholarship-funding organization, prior to scholarship payment.
- (e) Annually complete and submit to the department a notarized scholarship compliance statement certifying that all school employees and contracted personnel with direct student contact have undergone background screening pursuant to s. 435.12 and have met the screening standards as provided in s. 435.04.
 - (f) Demonstrate fiscal soundness and accountability by:
- 1. Being in operation for at least 3 school years or obtaining a surety bond or letter of credit for the amount equal to the scholarship funds for any quarter and filing the surety bond or letter of credit with the department.
- 2. Requiring the parent of each scholarship student to personally restrictively endorse the scholarship warrant to the school or to approve a funds transfer before any funds are deposited for a student. The school may not act as attorney in fact for the parent of a scholarship student under the authority of a power of attorney executed by such parent, or under any

other authority, to endorse a scholarship warrant or approve a funds transfer on behalf of such parent.

- (g) Meet applicable state and local health, safety, and welfare laws, codes, and rules, including:
 - 1. Firesafety.

- 2. Building safety.
- (h) Employ or contract with teachers who hold baccalaureate or higher degrees, have at least 3 years of teaching experience in public or private schools, or have special skills, knowledge, or expertise that qualifies them to provide instruction in subjects taught.
- (i) Maintain a physical location in the state at which each student has regular and direct contact with teachers. Regular and direct contact with teachers may be satisfied for students enrolled in a personalized education program if students have regular and direct contact with teachers at the physical location at least 2 school days per week and the student learning plan addresses the remaining instructional time.
- (j) Publish on the school's website, or provide in a written format, information for parents regarding the school, including, but not limited to, programs, services, the qualifications of classroom teachers, and a statement that a parentally placed private school student with a disability does not have an individual right to receive some or all of the

special education and related services that the student would receive if enrolled in a public school under the Individuals with Disabilities Education Act (IDEA), as amended.

- (k) At a minimum, provide the parent of each scholarship student with a written explanation of the student's progress on a quarterly basis.
- (1) Cooperate with a student whose parent chooses to participate in the statewide assessments pursuant to s. 1008.22.
- (m) Require each employee and contracted personnel with direct student contact, upon employment or engagement to provide services, to undergo a state and national background screening, pursuant to s. 943.0542, by electronically filing with the Department of Law Enforcement a complete set of fingerprints taken by an authorized law enforcement agency or an employee of the private school, a school district, or a private company who is trained to take fingerprints and deny employment to or terminate an employee if he or she fails to meet the screening standards under s. 435.04. Results of the screening shall be provided to the participating private school. For purposes of this paragraph:
- 1. An "employee or contracted personnel with direct student contact" means any employee or contracted personnel who has unsupervised access to a scholarship student for whom the private school is responsible.
 - 2. The costs of fingerprinting and the background check

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126 shall not be borne by the state.

- 3. Continued employment of an employee or contracted personnel after notification that he or she has failed the background screening under this paragraph shall cause a private school to be ineligible for participation in a scholarship program.
- 4. An employee or contracted personnel holding a valid Florida teaching certificate who has been fingerprinted pursuant to s. 1012.32 is not required to comply with the provisions of this paragraph.
- 5. All fingerprints submitted to the Department of Law Enforcement as required by this section shall be retained by the Department of Law Enforcement in a manner provided by rule and entered in the statewide automated biometric identification system authorized by s. 943.05(2)(b). Such fingerprints shall thereafter be available for all purposes and uses authorized for arrest fingerprints entered in the statewide automated biometric identification system pursuant to s. 943.051.
- 6. The Department of Law Enforcement shall search all arrest fingerprints received under s. 943.051 against the fingerprints retained in the statewide automated biometric identification system under subparagraph 5. Any arrest record that is identified with the retained fingerprints of a person subject to the background screening under this section shall be reported to the employing school with which the person is

affiliated. Each private school participating in a scholarship program is required to participate in this search process by informing the Department of Law Enforcement of any change in the employment or contractual status of its personnel whose fingerprints are retained under subparagraph 5. The Department of Law Enforcement shall adopt a rule setting the amount of the annual fee to be imposed upon each private school for performing these searches and establishing the procedures for the retention of private school employee and contracted personnel fingerprints and the dissemination of search results. The fee may be borne by the private school or the person fingerprinted.

- 7. Employees and contracted personnel whose fingerprints are not retained by the Department of Law Enforcement under subparagraphs 5. and 6. are required to be refingerprinted and must meet state and national background screening requirements upon reemployment or reengagement to provide services in order to comply with the requirements of this section.
- 8. Every 5 years following employment or engagement to provide services with a private school, employees or contracted personnel required to be screened under this section must meet screening standards under s. 435.04, at which time the private school shall request the Department of Law Enforcement to forward the fingerprints to the Federal Bureau of Investigation for national processing. If the fingerprints of employees or contracted personnel are not retained by the Department of Law

Enforcement under subparagraph 5., employees and contracted personnel must electronically file a complete set of fingerprints with the Department of Law Enforcement. Upon submission of fingerprints for this purpose, the private school shall request that the Department of Law Enforcement forward the fingerprints to the Federal Bureau of Investigation for national processing, and the fingerprints shall be retained by the Department of Law Enforcement under subparagraph 5.

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Adopt policies establishing standards of ethical conduct for educational support employees, instructional personnel, and school administrators. The policies must require all educational support employees, instructional personnel, and school administrators, as defined in s. 1012.01, to complete training on the standards; establish the duty of educational support employees, instructional personnel, and school administrators to report, and procedures for reporting, alleged misconduct by other educational support employees, instructional personnel, and school administrators which affects the health, safety, or welfare of a student; and include an explanation of the liability protections provided under ss. 39.203 and 768.095. A private school, or any of its employees, may not enter into a confidentiality agreement regarding terminated or dismissed educational support employees, instructional personnel, or school administrators, or employees, personnel, or administrators who resign in lieu of termination, based in whole

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or in part on misconduct that affects the health, safety, or welfare of a student, and may not provide the employees, personnel, or administrators with employment references or discuss the employees', personnel's, or administrators' performance with prospective employers in another educational setting, without disclosing the employees', personnel's, or administrators' misconduct. Any part of an agreement or contract that has the purpose or effect of concealing misconduct by educational support employees, instructional personnel, or school administrators which affects the health, safety, or welfare of a student is void, is contrary to public policy, and may not be enforced.

- (o) Before employing a person in any position that requires direct contact with students, conduct employment history checks of previous employers, screen the person through use of the screening tools described in s. 1001.10(5), and document the findings. If unable to contact a previous employer, the private school must document efforts to contact the employer. The private school may not employ a person whose educator certificate is revoked, who is barred from reapplying for an educator certificate, or who is on the disqualification list maintained by the department pursuant to s. 1001.10(4)(b).
- (p) Require each owner or operator of the private school, prior to employment or engagement to provide services, to undergo level 2 background screening as provided under chapter

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435. For purposes of this paragraph, the term "owner or operator" means an owner, operator, superintendent, or principal of, or a person with equivalent decisionmaking authority over, a private school participating in a scholarship program established pursuant to this chapter. The fingerprints for the background screening must be electronically submitted to the Department of Law Enforcement and may be taken by an authorized law enforcement agency or a private company who is trained to take fingerprints. However, the complete set of fingerprints of an owner or operator may not be taken by the owner or operator. The owner or operator shall provide a copy of the results of the state and national criminal history check to the Department of Education. The cost of the background screening may be borne by the owner or operator.

1. Every 5 years following employment or engagement to provide services, each owner or operator must meet level 2 screening standards as described in s. 435.04, at which time the owner or operator shall request the Department of Law Enforcement to forward the fingerprints to the Federal Bureau of Investigation for level 2 screening. If the fingerprints of an owner or operator are not retained by the Department of Law Enforcement under subparagraph 2., the owner or operator must electronically file a complete set of fingerprints with the Department of Law Enforcement. Upon submission of fingerprints for this purpose, the owner or operator shall request that the

Department of Law Enforcement forward the fingerprints to the Federal Bureau of Investigation for level 2 screening, and the fingerprints shall be retained by the Department of Law Enforcement under subparagraph 2.

- 2. Fingerprints submitted to the Department of Law Enforcement as required by this paragraph must be retained by the Department of Law Enforcement in a manner approved by rule and entered in the statewide automated biometric identification system authorized by s. 943.05(2)(b). The fingerprints must thereafter be available for all purposes and uses authorized for arrest fingerprints entered in the statewide automated biometric identification system pursuant to s. 943.051.
- 3. The Department of Law Enforcement shall search all arrest fingerprints received under s. 943.051 against the fingerprints retained in the statewide automated biometric identification system under subparagraph 2. Any arrest record that is identified with an owner's or operator's fingerprints must be reported to the owner or operator, who must report to the Department of Education. Any costs associated with the search shall be borne by the owner or operator.
- 4. An owner or operator who fails the level 2 background screening is not eligible to participate in a scholarship program under this chapter.
- 5. In addition to the offenses listed in s. 435.04, a person required to undergo background screening pursuant to this

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part or authorizing statutes may not have an arrest awaiting final disposition for, must not have been found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, and must not have been adjudicated delinquent for, and the record must not have been sealed or expunged for, any of the following offenses or any similar offense of another jurisdiction:

- a. Any authorizing statutes, if the offense was a felony.
- b. This chapter, if the offense was a felony.

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- c. Section 409.920, relating to Medicaid provider fraud.
 - d. Section 409.9201, relating to Medicaid fraud.
 - e. Section 741.28, relating to domestic violence.
- f. Section 817.034, relating to fraudulent acts through mail, wire, radio, electromagnetic, photoelectronic, or photooptical systems.
- g. Section 817.234, relating to false and fraudulent insurance claims.
 - h. Section 817.505, relating to patient brokering.
 - i. Section 817.568, relating to criminal use of personal identification information.
 - j. Section 817.60, relating to obtaining a credit card through fraudulent means.
 - k. Section 817.61, relating to fraudulent use of credit cards, if the offense was a felony.
 - 1. Section 831.01, relating to forgery.

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m. Section 831.02, relating to uttering forged instruments.

- n. Section 831.07, relating to forging bank bills, checks, drafts, or promissory notes.
- o. Section 831.09, relating to uttering forged bank bills, checks, drafts, or promissory notes.
- p. Section 831.30, relating to fraud in obtaining medicinal drugs.
- q. Section 831.31, relating to the sale, manufacture, delivery, or possession with the intent to sell, manufacture, or deliver any counterfeit controlled substance, if the offense was a felony.
- 6. At least 30 calendar days before a transfer of ownership of a private school, the owner or operator shall notify the parent of each scholarship student.
- 7. The owner or operator of a private school that has been deemed ineligible to participate in a scholarship program pursuant to this chapter may not transfer ownership or management authority of the school to a relative in order to participate in a scholarship program as the same school or a new school. For purposes of this subparagraph, the term "relative" means father, mother, son, daughter, grandfather, grandmother, brother, sister, uncle, aunt, cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson,

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stepdaughter, stepbrother, stepsister, half brother, or half sister.

- (q) Provide a report from an independent certified public accountant who performs the agreed-upon procedures developed pursuant to s. 1002.395(6)(q) if the private school receives more than \$250,000 in funds from scholarships awarded under this chapter in a state fiscal year. A private school subject to this subsection must annually submit the report by September 15 to the scholarship-funding organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.
- (r) Prohibit education support employees, instructional personnel, and school administrators from employment in any position that requires direct contact with students if the personnel or administrators are ineligible for such employment pursuant to this section or s. 1012.315, or have been terminated or have resigned in lieu of termination for sexual misconduct with a student. If the prohibited conduct occurs subsequent to employment, the private school must report the person and the disqualifying circumstances to the department for inclusion on the disqualification list maintained pursuant to s. 1001.10(4)(b).
 - (s) Not be owned or operated by a person or an entity

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domiciled in, owned by, or in any way controlled by a foreign country of concern or foreign principal as defined in s.

288.860. A violation of this paragraph constitutes an imminent threat to the health, safety, and welfare of the school's students and to the public, sufficient to justify immediate suspension of payment of scholarship funds under paragraph (3) (e), as well as denial, suspension, or revocation of a school's participation in a scholarship program under paragraph (3) (b).

- (t) Publish on the school's website, and provide to

 parents in a written format, a clear and easy to understand

 disclosure of any conditions of attendance or policies of the school that require compliance with:
 - 1. Religious tenants.

- 2. A student code of conduct or dress code which specifies grooming or hair style requirements.
- 3. Provisions related to sexual orientation or gender identity.
- (u) Beginning February 28, 2026, and annually on February 28 and thereafter, disclose to the school district the number of vacant seats the school intends to offer to eligible scholarship students during the subsequent school year.
- (v) Disclose to the department when a student is disenrolled by the school. This paragraph does not apply to a student removed at a parent's choosing.

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(w) Return to the department or an eligible nonprofit scholarship-funding organization, as appropriate, a prorated amount of funds, as determined by the department, for students who disenroll from the private school midyear and enroll in a public school, including a charter school.

The department shall suspend the payment of funds to a private school that disenrolls, without the parents' consent, more than 25 percent of scholarship students within a single school year or knowingly fails to comply with this subsection, and shall prohibit the school from enrolling new scholarship students, for 1 fiscal year and until the school complies. If a private school fails to meet the requirements of this subsection or has consecutive years of material exceptions listed in the report required under paragraph (q), the commissioner may determine that the private school is ineligible to participate in a scholarship program.

Section 2. Paragraph (b) of subsection (1) and subsection (14) of section 1011.62, Florida Statutes, are amended to read:

1011.62 Funds for operation of schools.—If the annual 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:

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(1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR OPERATION.—The following procedure shall be followed in determining the annual allocation to each district for operation:

- (b) Determination of base student allocation.—The base student allocation for the Florida Education Finance Program for kindergarten through grade 12 shall be determined annually by the Legislature and shall be that amount prescribed in the current year's General Appropriations Act. The Legislature must determine the base student allocation using the Consumer Price Index.
- (14) CLASSROOM TEACHER AND OTHER INSTRUCTIONAL PERSONNEL SALARY INCREASE.—The Legislature shall annually apportion an amount of funds provided in the Florida Education Finance Program to assist school districts and charter schools in their compliance with the requirement to meet that the minimum base salary for full-time classroom teachers, as defined in s. 1012.01(2)(a), and certified prekindergarten teachers funded in the Florida Education Finance Program is at least \$47,500 or to provide salary increases to instructional personnel, as defined in s. 1012.01(2)(a)-(d), in a manner that best meets the needs of the school district or charter school. This subsection does not apply to substitute teachers. The amount and distribution methodology for the funding shall be specified in the General Appropriations Act.

(a) The term "minimum base salary" means the lowest annual base salary reported on the salary schedule for a full-time classroom teacher. The minimum base salary must annually be adjusted to be higher of:

- 1. The national average for a full-time classroom teacher;
 or
- 2. Ten percent higher than the minimum base salary in the salary schedule for the previous year.

A full-time classroom teacher may not receive a salary less than the minimum base salary as adjusted by this subsection.

- (b) A school district or charter school shall maintain the minimum base salary achieved for classroom teachers provided in the prior fiscal year and may not reduce the salary increases in any subsequent fiscal year.
- (c) Before distributing any additional funds received over the prior fiscal year, each school district and each charter school shall develop a salary distribution plan that clearly delineates the planned distribution of funds in accordance with modified salary schedules, as necessary, for the implementation of this subsection.
- 1. Each school district superintendent and each charter school administrator must submit its proposed salary distribution plan to the district school board or the charter school governing body, as appropriate, for approval.

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2. Each school district shall submit the approved district salary distribution plan and the approved salary distribution plan for each charter school in the district to the department by October 1 of each fiscal year.

- (d) Beginning August 1, 2024, and each year thereafter, in a format specified by the department, each school district shall provide a report to the department that includes a detailed summary explaining the school district's prior year's expenditures pursuant to this subsection. The report must include the amount of the increase to the minimum base salary for classroom teachers and the school district's salary schedule for the prior fiscal year and the fiscal year in which the base salary is increased. Each charter school governing board shall submit the information required under this subparagraph to the district school board for inclusion in the school district's report to the department.
- (e) Although district school boards and charter school governing boards are not precluded from bargaining over wages, the classroom teacher and other instructional personnel salary increase must be used solely to comply with the requirements of this subsection. A district school board or charter school governing board that is unable to meet the reporting requirements in paragraph (d) due to a collective bargaining impasse must provide written notification to the department or the district school board, as applicable, detailing the reasons

476	for the impasse with a proposed timeline and details for a
477	resolution.
478	Section 3. Section 1011.761, Florida Statutes, is created
479	to read:
480	1011.761 K-12 Classroom Technology Grant Program.—There is
481	established the K-12 Classroom Technology Grant Program to be
482	administered by the Department of Education. The purpose of the
483	program is to provide grants to K-12 public schools, including
484	charter schools, to enable schools to purchase or update
485	technology within its classrooms or per student.
486	(1) The department shall establish an application process
487	for schools to apply for a grant through the program. Grants
488	shall be awarded on first come, first served basis.
489	(2) Funding for the program shall be as provided in the
490	General Appropriations Act. The amount of each grant award shall
491	be determined by the department.
492	(3) The State Board of Education may adopt rules to
493	administer this program.
494	Section 4. Section 1011.781, Florida Statutes, is created
495	to read:
496	1011.781 K-12 Education Funding Task Force.
497	(1) The K-12 Education Funding Task Force, a task force as
498	defined in s. 20.03, is created within the Department of
499	Education to:

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Make recommendations to identify and examine issues

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

501	within nontraditional schools that receive state funds.
502	(b) Provide recommendations for increased transparency
503	with such schools.
504	(c) Provide recommendations for universal standards for
505	the use of public dollars in education.
506	(d) Provide recommendations for accountability measures
507	for nontraditional schools that fail to meet specified
508	requirements.
509	(2)(a) The task force shall be comprised of 16 members
510	appointed as follows:
511	1. Six members appointed by the Commissioner of Education
512	as follows:
513	a. One member who is a behavioral health professional who
514	specializes in childhood behavioral disabilities.
515	b. One member who is a health professional who specializes
516	in childhood developmental disabilities.
517	c. One member who is a school safety specialist.
518	d. One member who is a certified school counselor, child
519	psychologist, or social worker.
520	e. One member who is an English for Speakers of Other
521	Languages representative.
522	f. One member who has experience with the state's academic
523	standards and curriculum transparency requirements.
524	2. The Chief Executive Officer of the Florida Association

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of District School Superintendents or his or her designee.

3	. One	member	who	is	selected	by	the	Florida	Education
Associa	ation.								

- $\underline{\text{4.}}$ One member who is selected by the Minority Leader of the House of Representatives.
- $\underline{\text{5. One member who is selected by the Minority Leader of}}$ the Senate.
- 6. Three members who are selected by the Speaker of the House of Representatives.
- 7. Three members who are selected by the President of the Senate.
- (b) Members shall serve 4-year terms. However, for the purpose of staggered terms of the initial appointments, seven members shall be appointed for 2-year terms and nine members shall be appointed for 4-year terms.
- (c) The chair of the task force shall be selected by a majority vote of members. A majority of the members of the task force constitutes a quorum.
- (d) The task force shall meet as necessary to accomplish its responsibilities or at the call of the chair and at a time and a place designated by the chair. The task force may conduct its meetings through teleconferences or other similar means.

 Members of the task force are entitled to receive a reimbursement for per diem and travel expenses pursuant to s. 112.061.
 - (3) The task force shall develop recommendations for

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establishing universal standards for the use of public funds in the public education system and in nontraditional schools and improve public integrity of such funding.

(4) The task force shall identify and examine:

- (a) All nontraditional schools that receive state funds.
- (b) The number of students disenrolled by such schools receiving state funds. Such examination does not include students who are disenrolled at the request of their parents.
- (c) The number of students disenrolled from such schools at the parents' request.
- (d) The areas in which schools receiving state funds lack transparency, including, but not limited to, such schools' high school graduation rates, disclosure of any conditions of attendance or policies that require compliance with religious tenants, student codes of conduct or dress codes which specify grooming or hair style requirements, and policies related to sexual orientation or gender identity.
- (e) The impacts of the lack of transparency in the areas identified in paragraph (d).
- (f) The disciplinary data for such schools, including the number of students expelled or suspended and the reasons for such expulsions or suspensions.
- (g) The quality of the curricula and instructional materials of such schools and the parental access to such curricula and instructional materials.

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()	n)	The	experience	and	credentials	of	educators	at	such
schools	S.								

- (i) Data of students enrolled at such schools, including student achievement, learning gains, and acceleration success data.
- (j) Any information or data provided from parents of students enrolled at such schools.
- (k) Possible accountability measures for nontraditional schools that fail to meet accountability measures.
- (5) The task force shall, beginning October 1, 2026, and annually on October 1 thereafter, provide a report to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Minority Leaders of the Senate and the House of Representatives and make such report available to the public. The report must include:
- (a) A summary of the task force's activities and progress in identifying and examining the information in subsection (4).
- (b) Any statutory or rule changes necessary to accomplish the goals of the task force.
- (c) Proposed accountability measures for nontraditional schools that receive state funds, including, but not limited to, bond or surety requirements, assigning property to the state, and the imposition of liens.
 - Section 5. This act shall take effect July 1, 2025.

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