A bill to be entitled

An act relating to instructional and administrative personnel; amending s. 1012.22, F.S.; requiring district school boards to adopt a policy to temporarily remove instructional personnel from the classroom under certain circumstances; amending s. 1012.797, F.S.; revising the offenses committed by certain educational employees that law enforcement must report to specified educational entities; amending s. 1012.799, F.S.; requiring instructional personnel and administrative personnel to self-report certain arrests and final judgements within a specified time period; providing an effective date.

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

## Section 1. Paragraph (j) is added to subsection (1) of section 1012.22, Florida Statutes, to read:

- 1012.22 Public school personnel; powers and duties of the district school board.—The district school board shall:
- (1) Designate positions to be filled, prescribe qualifications for those positions, and provide for the appointment, compensation, promotion, suspension, and dismissal of employees as follows, subject to the requirements of this chapter:

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

(j) Temporary removal from the classroom.—The district school board shall adopt a policy to temporarily remove instructional personnel from the classroom within 24 hours after notification by law enforcement or the instructional personnel of any arrest for a felony, or of an arrest for a misdemeanor involving any offense listed in s. 435.04(2).

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## Section 2. Section 1012.797, Florida Statutes, is amended to read:

1012.797 Notification of certain charges against employees.-Notwithstanding the provisions of s. 985.04(7) or any other law to the contrary, a law enforcement agency shall, within 48 hours, notify the appropriate district school superintendent, charter school governing board, private school owner or administrator, president of the Florida School for the Deaf and the Blind, or university lab schools director or principal, as applicable, when its employee is arrested for a felony, or a misdemeanor involving any offense listed in s. 435.04(2) the abuse of a minor child or the sale or possession of a controlled substance. The notification shall include the specific charge for which the employee of the school district was arrested. Notwithstanding ss. 1012.31(3)(a)1. and 1012.796(4), within 24 hours after such notification, the school principal or designee shall notify parents of enrolled students who had direct contact with the employee and include, at a minimum, the name and specific charges against the employee.

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Section 3. Section 1012.799, Florida Statutes, is amended to read:

1012.799 Reporting certain offenses.-

- (1) Instructional personnel or administrative personnel having knowledge that a sexual battery has been committed by a student upon another student must report the offense to a law enforcement agency having jurisdiction over the school plant or over the place where the sexual battery occurred if not on the grounds of the school plant.
- (2) Instructional personnel or administrative personnel must self-report to a school district authority, as determined by the district school superintendent:
- (a) Within 48 hours of any arrest for a felony, or for a misdemeanor involving any offense listed in s. 435.04(2). Such notice shall not be considered an admission of guilt and such notice shall not be admissible for any purpose in any civil, criminal, administrative, judicial, investigatory, or adjudicatory proceeding.
- (b) Within 48 hours after a final judgement, any conviction, finding of guilt, withholding of adjudication, commitment to a pretrial diversion program, or entering a plea of guilty or nolo contendere for any criminal offense other than a traffic violation. When handling sealed and expunged records disclosed pursuant to this paragraph, school district personnel must comply with the confidentiality provisions in ss.

/6	943.0585(4)(c)	and 9	943.059	9(4)(c)	<u>.</u>				
77	Section 4	. Thi	is act	shall	take	effect	Julv	1.	2025

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