

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTIONADOPTED (Y/N)ADOPTED AS AMENDED (Y/N)ADOPTED W/O OBJECTION (Y/N)FAILED TO ADOPT (Y/N)WITHDRAWN (Y/N)

OTHER

1 Committee/Subcommittee hearing bill: Education & Employment
2 Committee

3 Representative Trabulsky offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 1117-1303 and insert:

7 **Section 25. Subsection (17) of section 1006.38, Florida**
8 **Statutes, is renumbered as subsection (18), respectively, and**
9 **subsection (17) is added to that section, to read:**

10 1006.38 Duties, responsibilities, and requirements of
11 instructional materials publishers and manufacturers.—This
12 section applies to both the state and district approval
13 processes. Publishers and manufacturers of instructional
14 materials, or their representatives, shall:

15 (17) If, after state adoption, the Commissioner determines
16 that a publisher or manufacturer has violated any provision of

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17 Florida law relating to the content, marketing, sale,
18 distribution, or furnishing of instructional materials, or any
19 requirement of this part, the department shall provide written
20 notice identifying the alleged violation.

21 (a) The publisher of non-compliant materials shall have at
22 least 30 calendar days to submit a written response and any
23 proposed corrective action, which may include providing revised
24 or replacement materials at no cost to the state or districts.

25 (b) If the publisher has not rectified the violation within
26 the timeframe established in this subsection, the Commissioner
27 shall report the violation to the State Board of Education. The
28 State Board of Education shall have the authority to:

29 1. Remove all of the non-compliant materials from the state
30 adopted list.

31 2. Require the publisher to reimburse the total cost of all
32 purchased materials with the identified non-compliance to each
33 school district that purchased the materials from the publisher.

34 3. Prohibit the publisher from bidding on instructional
35 materials for the subject area in which the violation occurred
36 for state adoption for a period not to exceed 5 years.

37 (c) Action taken under this subsection is in addition to,
38 and does not limit, any other remedies available under this
39 part, including removal of materials under s. 1006.35(3) and
40 penalties under subsection (18).

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41 **Section 26. Paragraph (a) of subsection (1) of section**
42 **1008.2125, Florida Statutes, is amended to read:**

43 1008.2125 The Council for Early Grade Success.—

44 (1) The Council for Early Grade Success, a council as
45 defined in s. 20.03(7), is created within the Department of
46 Education to oversee the coordinated screening and progress
47 monitoring program under s. 1008.25(9) for students in the
48 Voluntary Prekindergarten Education Program through grade 3 and,
49 except as otherwise provided in this section, shall operate
50 consistent with s. 20.052.

51 (a) The council shall be responsible for reviewing the
52 implementation of, training for, and outcomes from the
53 coordinated screening and progress monitoring program to provide
54 recommendations to the department that support grade 3 students
55 reading at or above grade level. The council, at a minimum,
56 shall:

57 1. Provide recommendations on the implementation of the
58 coordinated screening and progress monitoring program, including
59 reviewing any procurement solicitation documents and criteria
60 before being published.

61 2. Develop training plans and timelines for such training.

62 3. Identify appropriate personnel, processes, and
63 procedures required for the administration of the coordinated
64 screening and progress monitoring program.

65 4. Provide input on the methodology for calculating a

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66 provider's or school's performance metric and designations under
67 s. 1002.68(3) ~~s. 1002.68(4)~~.

68 5. Work with the department to review the methodology for
69 determining a child's kindergarten readiness.

70 6. Review data on age-appropriate learning gains by grade
71 level that a student would need to attain in order to
72 demonstrate proficiency in reading by grade 3.

73 7. Continually review anonymized data from the results of the
74 coordinated screening and progress monitoring program for
75 students in the Voluntary Prekindergarten Education Program
76 through grade 3 to help inform recommendations to the department
77 that support practices that will enable grade 3 students to read
78 at or above grade level.

79 **Section 27. Paragraph (c) of subsection (4), paragraphs
80 (b) and (d) of subsection (5), and paragraph (a) of subsection
81 (9) of section 1008.25, Florida Statutes, are amended to read:**

82 1008.25 Public school student progression; student
83 support; coordinated screening and progress monitoring;
84 reporting requirements.—

85 (4) ASSESSMENT AND SUPPORT.—

86 (c) A student who has a substantial reading deficiency as
87 determined in paragraph (5)(a) or a substantial mathematics
88 deficiency as determined in paragraph (6)(a) must be covered by
89 a federally required student plan, such as an individual
90 education plan or an individualized progress monitoring plan, or

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91 both, as necessary. The individualized progress monitoring plan
92 must be developed within 30 45 days after the results of the
93

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95 **T I T L E A M E N D M E N T**

96 Remove line 89 and insert:

97 cross-reference; amending s. 1008.25, F.S.; revising
98 the timeframe for developing an individualized
99 progress monitoring plan for certain students;
100 requiring