



786012

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
02/23/2011	.	
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The Committee on Budget (Montford) recommended the following:

**Senate Amendment**

Delete lines 719 - 743  
and insert:

(d) "Professional performance contract" means an employment contract for instructional personnel for a period of 3 school years, which shall be renewed for additional 3-year periods as long as the individual has not received two consecutive unsatisfactory evaluations under s. 1012.34, two unsatisfactory evaluations within a 3-year period under s. 1012.34, or three evaluations of needs improvement within any 5-year period under s. 1012.34.

(2) EMPLOYMENT-



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14       (a) Beginning on July 1, 1011, each individual newly hired  
15 as instructional personnel by a Florida school district shall  
16 receive a probationary contract.

17       (b) The district school board may issue an annual contract  
18 to instructional personnel who have successfully completed the  
19 probationary contract if the individual:

20       1. Holds a professional certificate or temporary  
21 certificate issued pursuant to s. 1012.56 and rules of the State  
22 Board of Education.

23       2. Has been recommended by the district school  
24 superintendent for the annual contract based upon the  
25 individual's evaluation, as determined under s. 1012.34, and  
26 approved by the district school board.

27       (c) Upon completion of no less than 3 years of employment  
28 in the same school district within a 5-year period, except for  
29 leave duly authorized and granted, instructional personnel  
30 recommended for additional employment shall be awarded a  
31 professional performance contract. Instructional personnel may  
32 be required to serve a fourth year of employment before becoming  
33 eligible to receive a professional performance contract when  
34 prescribed by the district school board for good reason.

35       1. A professional performance contract may be offered by a  
36 district school board to instructional personnel only if the  
37 individual:

38       a. Holds a professional certificate or temporary  
39 certificate as prescribed by s. 1012.56 and rules of the State  
40 Board of Education.

41       b. Has been recommended by the district school  
42 superintendent for further employment and approved by the



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43 district school board based on successful performance of duties  
44 and demonstration of professional competence under s. 1012.34.

45 c. Has not received two consecutive unsatisfactory  
46 evaluations under s. 1012.34, two unsatisfactory evaluations  
47 within a 3-year period under s. 1012.34, or three evaluations of  
48 needs improvement within any 5-year period under s. 1012.34.

49 2. A district school board may issue a professional  
50 performance contract after July 1, 2011, to any instructional  
51 personnel staff member who has previously held a professional  
52 performance contract, a professional service contract, or a  
53 continuing contract in the same or another school district  
54 within this state. Any instructional personnel staff member who  
55 holds a professional service contract or a continuing contract  
56 may, but is not required to, exchange such contract for a  
57 professional performance contract in the same district.

58 3. If a professional performance contract is not renewed by  
59 the district school board based on performance of duties and  
60 demonstration of professional competence of the individual under  
61 s. 1012.34, upon the recommendation of the superintendent and  
62 upon the approval of the district school board, the individual  
63 may be appointed to up to three additional annual contracts or  
64 not be offered an additional contract. At the time of making  
65 such recommendation to the district school board, the  
66 superintendent shall state the performance-based reason for his  
67 or her recommendation and the district school board shall take  
68 final action on such recommendation.