



349806

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/10/2013	.	
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The Committee on Rules (Negron) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 35 and 36  
insert:

Section 1. Paragraph (a) of subsection (2) of section  
1002.45, Florida Statutes, is amended to read:

1002.45 Virtual instruction programs.—

(2) PROVIDER QUALIFICATIONS.—

(a) The department shall annually publish online a list of  
providers approved to offer virtual instruction programs. To be  
approved by the department, a provider must document that it:

1. Is nonsectarian in its programs, admission policies,  
employment practices, and operations;



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14           2. Complies with the antidiscrimination provisions of s.  
15 1000.05;

16           ~~3. Locates an administrative office or offices in this~~  
17 ~~state, requires its administrative staff to be state residents,~~  
18 Requires all instructional staff to be Florida-certified  
19 teachers under chapter 1012 or certified as adjunct educators  
20 under s. 1012.57, and conducts background screenings for all  
21 employees or contracted personnel, as required by s. 1012.32,  
22 using state and national criminal history records;

23           4. Provides to parents and students specific information  
24 posted and accessible online which includes, but is not limited  
25 to, the following teacher-parent and teacher-student contact  
26 information for each course:

27           a. How to contact the instructor via telephone, e-mail, or  
28 online messaging tools.

29           b. How to contact technical support via telephone, e-mail,  
30 or online messaging tools.

31           c. How to contact the administration office or an  
32 individual offering online courses, including, but not limited  
33 to, massive open online courses, via telephone, e-mail, or  
34 online messaging tools.

35           d. Any requirement for regular contact with the instructor  
36 for the course and clear expectations for meeting the  
37 requirement.

38           e. A requirement that the instructor in each course, with  
39 the exception of individuals offering online courses, including,  
40 but not limited to, massive open online courses, must, at a  
41 minimum, conduct one contact via telephone with the parent and  
42 the student each month;



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43           ~~5.4.~~ Possesses prior, successful experience offering online  
44 courses to elementary, middle, or high school students as  
45 demonstrated by quantified student learning gains in each  
46 subject area and grade level provided for consideration as an  
47 instructional program option;

48           ~~6.5.~~ Is accredited by a regional accrediting association as  
49 defined by State Board of Education rule;

50           ~~7.6.~~ Ensures instructional and curricular quality through a  
51 detailed curriculum and student performance accountability plan  
52 that addresses every subject and grade level it intends to  
53 provide through contract with the school district, including:

54           a. Courses and programs that meet the standards of the  
55 International Association for K-12 Online Learning and the  
56 Southern Regional Education Board.

57           b. Instructional content and services that align with, and  
58 measure student attainment of, student proficiency in the Next  
59 Generation Sunshine State Standards.

60           c. Mechanisms that determine and ensure that a student has  
61 satisfied requirements for grade level promotion and high school  
62 graduation with a standard diploma, as appropriate;

63           ~~8.7.~~ Publishes for the general public, in accordance with  
64 disclosure requirements adopted in rule by the State Board of  
65 Education, as part of its application as a provider and in all  
66 contracts negotiated pursuant to this section:

67           a. Information and data about the curriculum of each full-  
68 time and part-time program.

69           b. School policies and procedures.

70           c. Certification status and physical location of all  
71 administrative and instructional personnel.



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72 d. Hours and times of availability of instructional  
73 personnel.

74 e. Student-teacher ratios.

75 f. Student completion and promotion rates.

76 g. Student, educator, and school performance accountability  
77 outcomes;

78 ~~9.8.~~ If the provider is a Florida College System  
79 institution, employs instructors who meet the certification  
80 requirements for instructional staff under chapter 1012; and

81 ~~10.9.~~ Performs an annual financial audit of its accounts  
82 and records conducted by an independent certified public  
83 accountant which is in accordance with rules adopted by the  
84 Auditor General, is conducted in compliance with generally  
85 accepted auditing standards, and includes a report on financial  
86 statements presented in accordance with generally accepted  
87 accounting principles.

88  
89 A person or organization that seeks to offer online courses  
90 pursuant to this paragraph is not subject to sub-subparagraphs  
91 8.a. and b., subparagraphs 6., 9., and 10., and paragraphs  
92 (8) (c) and (d).

93  
94 ===== T I T L E A M E N D M E N T =====  
95 And the title is amended as follows:

96 Delete line 2

97 and insert:

98 An act relating to education; amending s. 1002.45,

99 F.S.; allowing individuals or organizations that

100 provide individual online courses, including massive



101 open online courses, which are measured by statewide  
102 assessments to apply for approval as state-level  
103 providers; creating s. 1007.012,