

LEGISLATIVE ACTION

Senate Comm: RCS 02/26/2016 House

Appropriations Subcommittee on Education (Legg) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

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Section 1. Section 1001.215, Florida Statutes, is amended to read:

1001.215 Just Read, Florida! Office.—There is created in the Department of Education the Just Read, Florida! Office. The office <u>is</u> shall be fully accountable to the Commissioner of Education and shall:

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11 (1) Train highly effective reading coaches.
12 (2) Create multiple designations of effective reading
13 instruction, with accompanying credentials, to enable which
14 encourage all teachers to integrate reading instruction into
15 their content areas.

(3) <u>Provide training to</u> <u>Train</u> K-12 teachers, reading <u>coaches</u>, and school principals on effective content-areaspecific reading strategies; the integration of technology tools to improve student reading performance; the integration of <u>content-rich</u>, nonfiction texts from other core subject areas <u>into reading instruction</u>; and evidence-based reading strategies <u>identified in subsection (7)</u>. For secondary teachers, emphasis shall be on technical text. These strategies must be developed for all content areas in the K-12 curriculum.

(4) Provide parents with information and strategies for assisting their children in reading, including reading in the content areas area.

(5) Provide technical assistance to school districts in the development and implementation of district plans for use of the research-based reading instruction allocation provided in s.1011.62(9) and annually review and approve such plans.

32 (6) Review, evaluate, and provide technical assistance to 33 school districts' implementation of the K-12 comprehensive 34 reading plan required in s. 1011.62(9).

(7) Work with the Florida Center for Reading Research to identify effective research-based and evidence-based reading instructional and intervention programs that incorporate explicit, systematic, sequential, and multisensory approaches to teaching phonemic awareness, phonics, vocabulary, fluency, and

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40 text comprehension and incorporate decodable or phonetic text instructional provide information on research-based reading 41 42 programs and effective reading in the content area strategies. Reading intervention includes evidence-based strategies 43 44 frequently used to remediate reading deficiencies and include individual instruction, tutoring, mentoring, or the use of 45 46 technology that targets specific reading skills and abilities. 47 (8) Periodically review the Next Generation Sunshine State

Standards for <u>English Language Arts to determine their</u> <u>appropriateness at each grade level</u> reading at all grade levels.

(9) Periodically review teacher certification <u>requirements</u> <u>and</u> examinations, including alternative certification <u>requirements and examinations</u> exams, to ascertain whether the examinations measure the skills needed for <u>evidence-based</u> <u>research-based</u> reading instruction and instructional strategies for teaching reading, including reading in the content areas.

56 (10) Work with teacher preparation programs approved 57 pursuant to ss. s. 1004.04 and 1004.85 to integrate effective, research-based, and evidence-based reading instructional and 58 59 intervention strategies; and reading in the content area 60 instructional strategies; and explicit, systematic, and 61 multisensory reading instructional strategies into teacher 62 preparation programs. Reading intervention strategies may include strategies using technology to improve reading 63 64 instruction and accelerate student learning gains.

(11) Administer grants and perform other functions as
necessary to <u>help</u> meet the goal that all students read at <u>their</u>
highest potential grade level.

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Section 2. Subsection (11) of section 1002.20, Florida



69 Statutes, is amended to read:

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1002.20 K-12 student and parent rights.-Parents of public school students must receive accurate and timely information regarding their child's academic progress and must be informed of ways they can help their child to succeed in school. K-12 students and their parents are afforded numerous statutory rights including, but not limited to, the following:

76 (11) STUDENTS WITH READING DEFICIENCIES.-The parent of any 77 K-3 student who exhibits a substantial reading deficiency shall be immediately notified of the student's deficiency pursuant to 78 79 s. 1008.25(5) and with a description and explanation, in terms 80 understandable to the parent, of the exact nature of the 81 student's difficulty in learning and lack of achievement in 82 reading; shall be consulted in the development of a plan, as 83 described in s. 1008.25(4)(b); and shall be informed that the 84 student will be given intensive reading instruction until the 85 deficiency is corrected. This subsection operates in addition to 86 the remediation and notification provisions contained in s. 87 1008.25 and in no way reduces the rights of a parent or the responsibilities of a school district under that section. 88

89 Section 3. Subsection (1) of section 1002.59, Florida90 Statutes, is amended to read:

91 1002.59 Emergent literacy and performance standards 92 training courses.-

93 (1) The office shall adopt minimum standards for one or 94 more training courses in emergent literacy for prekindergarten 95 instructors. Each course must comprise 5 clock hours and provide 96 instruction in <u>explicit</u>, systematic, and multisensory 97 <u>instruction strategies and techniques</u> to address the age-



98 appropriate progress of prekindergarten students in developing 99 emergent literacy skills, including oral communication, 100 knowledge of print and letters, phonemic and phonological 101 awareness, and vocabulary and comprehension development. Each 102 course must address early identification of and intervention for 103 students experiencing difficulties with emergent literacy skills 104 and also provide resources containing strategies that allow 105 students with disabilities and other special needs to derive 106 maximum benefit from the Voluntary Prekindergarten Education 107 Program. Successful completion of an emergent literacy training 108 course approved under this section satisfies requirements for 109 approved training in early literacy and language development 110 under ss. 402.305(2)(d)5., 402.313(6), and 402.3131(5). 111 Section 4. Paragraphs (a) and (c) of subsection (3) of section 1002.67, Florida Statutes, are amended, and paragraphs (d), (e), and (f) are added to that subsection, to read: 113 1002.67 Performance standards; curricula and 115 accountability.-116 (3) 117 (a) Contingent upon legislative appropriation, each private 118 prekindergarten provider and public school in the Voluntary 119 Prekindergarten Education Program must implement any an 120 evidence-based pre- and post-assessment that has been identified 121 and approved by the office rule of the State Board of Education. The office shall identify concordant or comparative scores, as 123 applicable, on alternative assessments that are aligned to the 124 performance standards adopted by the office pursuant to 125 subsection (1). 126

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(c) The pre- and post-assessment must be administered by

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127 individuals meeting requirements established by the office rule 128 of the State Board of Education. (d) Students who exhibit a deficiency in emergent literacy 129 130 skills, including oral communication, knowledge of print and 131 letters, phonemic and phonological awareness, and vocabulary and 132 comprehension development, must be provided intensive, explicit, 133 and systematic instruction. 134 (e) The office shall identify by rule guidelines for 135 determining whether a student has exhibited a deficiency in 136 emergent literacy skills. 137 (f) The office shall provide to private prekindergarten 138 providers and public schools examples of appropriate 139 instructional strategies and supports to remediate deficiencies 140 in emergent literacy skills. 141 Section 5. Subsections (1) and (2) of section 1002.69, 142 Florida Statutes, are amended to read: 143 1002.69 Statewide kindergarten screening; kindergarten 144 readiness rates; state-approved prekindergarten enrollment 145 screening; good cause exemption.-146 (1) The department shall adopt a statewide kindergarten 147 screening that assesses the readiness of each student for kindergarten based upon the performance standards adopted by the 148 149 office department under s. 1002.67(1) for the Voluntary 150 Prekindergarten Education Program. The department shall require 151 that each school district administer the statewide kindergarten 152 screening to each kindergarten student in the school district 153 within the first 30 school days of each school year. Nonpublic 154 schools may administer the statewide kindergarten screening to 155 each kindergarten student in a nonpublic school who was enrolled

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156 in the Voluntary Prekindergarten Education Program. 157 (2) The statewide kindergarten screening shall provide 158 objective data concerning each student's readiness for 159 kindergarten and progress in attaining the performance standards 160 adopted by the office under s. 1002.67(1). Data from the 161 statewide kindergarten screening, along with other available 162 data, must be used to identify students in need of intervention 163 and support pursuant to s. 1008.25(5). 164 Section 6. Subsection (1) of section 1002.75, Florida 165 Statutes, is amended to read: 166 1002.75 Office of Early Learning; powers and duties.-167 (1) The Office of Early Learning shall adopt by rule a 168 standard statewide provider contract to be used with each 169 Voluntary Prekindergarten Education Program provider, with 170 standardized attachments by provider type. The office shall publish a copy of the standard statewide provider contract on 171 its website. The standard statewide contract shall include, at a 172 173 minimum, provisions for provider probation, termination for 174 cause, and emergency termination for those actions or inactions

175 of a provider that pose an immediate and serious danger to the 176 health, safety, or welfare of children. The standard statewide 177 contract must shall also include appropriate due process 178 procedures. A During the pendency of an appeal of a termination, 179 the provider may not continue to offer its services during the 180 pendency of an appeal of a termination that is not an emergency 181 termination or a termination for fraud. Any provision imposed 182 upon a provider that is inconsistent with, or prohibited by, law 183 is void and unenforceable.

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Section 7. Paragraph (m) of subsection (2) of section



1002.82 Office of Early Learning; powers and duties.-

1002.82, Florida Statutes, is amended to read:

(2) The office shall:

(m) Adopt by rule a standard statewide provider contract to be used with each school readiness program provider, with standardized attachments by provider type. The office shall publish a copy of the standard statewide provider contract on its website. The standard statewide contract shall include, at a minimum, provisions for provider probation, termination for cause, and emergency termination for those actions or inactions of a provider that pose an immediate and serious danger to the health, safety, or welfare of the children. The standard statewide provider contract must shall also include appropriate due process procedures. A During the pendency of an appeal of a 199 termination, the provider may not continue to offer its services 200 during the pendency of an appeal of a termination that is not an 201 emergency termination or a termination for fraud. Any provision 202 imposed upon a provider that is inconsistent with, or prohibited 203 by, law is void and unenforceable. 204 Section 8. Section 1003.432, Florida Statutes, is created 205 to read: 206 1003.432 Florida Seal of Biliteracy Program for high school 207 graduates.-2.08 (1) As used in this section, the term: 209 (a) "Biliteracy" means attainment of a high level of

210 competency in listening, speaking, reading, and writing in one 211 or more foreign languages in addition to English, which is 212 signified on a high school graduate's diploma and transcript as 213 either a Gold Seal of Biliteracy or a Silver Seal of Biliteracy.

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214	(b) "Foreign language" means a language other than English
215	and includes American Sign Language, classical languages, and
216	indigenous languages.
217	(c) "Gold" means the highest level of competency certified
218	by the Florida Seal of Biliteracy Program.
219	(d) "Silver" means the second-highest level of competency
220	certified by the Florida Seal of Biliteracy Program.
221	(2) The Florida Seal of Biliteracy Program is established
222	to recognize a high school graduate who has attained a high
223	level of competency in listening, speaking, reading, and writing
224	in one or more foreign languages in addition to English. The
225	Commissioner of Education shall award the Seal of Biliteracy
226	upon graduation to a high school student who meets the
227	qualifications in this section. The seal must differentiate
228	between two levels of competency, designated as Gold and Silver,
229	which must be at least as rigorous as is recommended in the
230	biliteracy seal guidelines established by national organizations
231	supporting foreign languages instruction.
232	(3) The purpose of the Florida Seal of Biliteracy Program
233	is to:
234	(a) Encourage students to study foreign languages.
235	(b) Certify attainment of biliteracy.
236	(c) Provide employers with a method of identifying an
237	individual with biliteracy skills who is seeking employment.
238	(d) Provide a postsecondary institution with a method of
239	recognizing an applicant with biliteracy skills who is seeking
240	admission to the postsecondary institution.
241	(e) Recognize and promote foreign language instruction in
242	public schools.
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243	(f) Affirm the value of diversity, honor multiple cultures
244	and foreign languages, and strengthen the relationships between
245	multiple cultures in a community.
246	(4) The Gold Seal of Biliteracy or the Silver Seal of
247	Biliteracy must be awarded to a high school student who has
248	earned a standard high school diploma and who:
249	(a) Has earned four foreign language course credits in the
250	same foreign language with a cumulative 3.0 grade point average
251	<u>or higher on a 4.0 scale;</u>
252	(b) Has achieved a qualifying score on a foreign language
253	assessment; or
254	(c) Has satisfied alternative requirements as determined by
255	the State Board of Education pursuant to subsection (8).
256	(5) The Commissioner of Education shall:
257	(a) Prepare and provide to each school district an
258	appropriate insignia to be affixed to the student's diploma
259	indicating that the student has been awarded the Gold Seal of
260	Biliteracy or the Silver Seal of Biliteracy.
261	(b) Provide information necessary for a school district to
262	successfully implement the program.
263	(6) Each school district shall:
264	(a) Maintain appropriate records to identify a student who
265	has met the requirements to receive the Gold Seal of Biliteracy
266	or the Silver Seal of Biliteracy.
267	(b) Provide the Commissioner of Education with the number
268	of students who have met the requirements to receive the Gold
269	Seal of Biliteracy or the Silver Seal of Biliteracy.
270	(c) Affix the appropriate insignia to the student's diploma
271	and indicate on the student's transcript that the student has

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earned the Gold Seal of Biliteracy or the Silver Seal of
Biliteracy.
(7) A school district or the Department of Education may
not charge a fee for the Gold Seal of Biliteracy or the Silver
Seal of Biliteracy.
(8) The State Board of Education shall adopt rules to
implement this section. Such rules, at a minimum, must include:
(a) A process to confirm a student's successful completion
of the requirements in subsection (4).
(b) The assessments and corresponding passing scores
required to earn the Gold Seal of Biliteracy or the Silver Seal
of Biliteracy, which may not be lower than the passing scores on
at least one of the following:
1. An International Baccalaureate examination in the
foreign language;
2. An Advanced Placement examination in the foreign
language;
3. An SAT Subject Test examination in the foreign language;
or
4. An Advanced International Certificate of Education
examination in the foreign language.
(c) Alternative requirements a student may satisfy to
demonstrate equivalent competency in a foreign language,
including requirements a student whose native language is not
English may satisfy to demonstrate competency in his or her
native language to earn the Gold Seal of Biliteracy or the
Silver Seal of Biliteracy.
(d) A process to award foreign language course credits to a
student who was not enrolled in a foreign language course or who

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did not complete the course but has demonstrated competency in a 301 foreign language as provided in this subsection. 302 303 Section 9. Subsection (1) of section 1003.44, Florida 304 Statutes, is amended to read: 305 1003.44 Patriotic programs; rules.-306 (1) Each district school board may adopt rules to require, in all of the schools of the district, programs of a patriotic 307 308 nature to encourage greater respect for the government of the United States and its national anthem and flag, subject always 309 to other existing pertinent laws of the United States or of the 310 311 state. When the national anthem is played, students and all 312 civilians shall stand at attention, men removing the headdress, 313 except when such headdress is worn for religious purposes. The 314 pledge of allegiance to the flag, "I pledge allegiance to the 315 flag of the United States of America and to the republic for 316 which it stands, one nation under God, indivisible, with liberty 317 and justice for all," shall be rendered by students standing 318 with the right hand over the heart. The pledge of allegiance to 319 the flag shall be recited at the beginning of the day in each 320 public elementary, middle, and high school in the state. Each 321 student shall be informed by a written notice published in the 322 student handbook or a similar publication pursuant to s. 323 1006.07(2) posting a notice in a conspicuous place that the 324 student has the right not to participate in reciting the pledge. 325 Upon written request by his or her parent, the student must be 326 excused from reciting the pledge. When the pledge is given, 327 civilians must show full respect to the flag by standing at 328 attention, men removing the headdress, except when such 329 headdress is worn for religious purposes, as provided by Pub. L.

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330	ch. 77-435, s. 7, approved June 22, 1942, 56 Stat. 377, as
331	amended by Pub. L. ch. 77-806, 56 Stat. 1074, approved December
332	22, 1942.
333	Section 10. Paragraphs (b) and (c) of subsection (2) of
334	section 1004.04, Florida Statutes, are amended to read:
335	1004.04 Public accountability and state approval for
336	teacher preparation programs
337	(2) UNIFORM CORE CURRICULA AND CANDIDATE ASSESSMENT
338	(b) The rules to establish uniform core curricula for each
339	state-approved teacher preparation program must include, but are
340	not limited to, the following:
341	1. The Florida Educator Accomplished Practices.
342	2. The state-adopted content standards.
343	3. Scientifically researched reading instruction, including
344	explicit, systematic, and multisensory approaches to reading
345	instruction and intervention that are proven to improve reading
346	performance for all students.
347	4. Evidence-based reading instruction strategies that use
348	technology tools.
349	5.4. Content literacy and mathematics practices.
350	6.5. Strategies appropriate for the instruction of English
351	language learners.
352	7.6. Strategies appropriate for the instruction of students
353	with disabilities.
354	<u>8.</u> 7. School safety.
355	(c) Each candidate must receive instruction and be assessed
356	on the uniform core curricula in the candidate's area or areas
357	of program concentration, including reading instruction under s.
358	1012.567, as applicable, during course work and field

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360Section 11. Paragraphs (a) and (b) of subsection (3) of361section 1004.85, Florida Statutes, are amended to read:

1004.85 Postsecondary educator preparation institutes.-(3) Educator preparation institutes approved pursuant to

363 364 this section may offer competency-based certification programs 365 specifically designed for noneducation major baccalaureate 366 degree holders to enable program participants to meet the 367 educator certification requirements of s. 1012.56. An educator 368 preparation institute choosing to offer a competency-based 369 certification program pursuant to the provisions of this section 370 must implement a program previously approved by the Department 371 of Education for this purpose or a program developed by the 372 institute and approved by the department for this purpose. 373 Approved programs shall be available for use by other approved 374 educator preparation institutes.

(a) Within 90 days after receipt of a request for approval, the Department of Education shall approve a preparation program pursuant to the requirements of this subsection or issue a statement of the deficiencies in the request for approval. The department shall approve a certification program if the institute provides evidence of the institute's capacity to implement a competency-based program that includes each of the following:

1.a. Participant instruction and assessment in the Florida Educator Accomplished Practices.

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b. The state-adopted student content standards.

386 c. Scientifically researched reading instruction, including 387 explicit, systematic, and multisensory approaches to reading

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388	instruction and intervention that are proven to improve reading
389	performance for all students.
390	d. Evidence-based reading instruction strategies that use
391	technology tools.
392	e.d. Content literacy and mathematical practices.
393	<u>f.</u> e. Strategies appropriate for instruction of English
394	language learners.
395	g. f. Strategies appropriate for instruction of students
396	with disabilities.
397	<u>h.g.</u> School safety.
398	2. An educational plan for each participant to meet
399	certification requirements and demonstrate his or her ability to
400	teach the subject area for which the participant is seeking
401	certification, which is based on an assessment of his or her
402	competency in the areas listed in subparagraph 1.
403	3. Field experiences appropriate to the certification
404	subject area specified in the educational plan with a diverse
405	population of students in a variety of settings under the
406	supervision of qualified educators.
407	4. A certification ombudsman to facilitate the process and
408	procedures required for participants who complete the program to
409	meet any requirements related to the background screening
410	pursuant to s. 1012.32 and educator professional or temporary
411	certification pursuant to s. 1012.56.
412	(b) Each program participant must:
413	1. Meet certification requirements pursuant to s.
414	1012.56(1) by obtaining a statement of status of eligibility in
415	the certification subject area of the educational plan and meet
416	the requirements of s. $1012.56(2)(a)-(f)$.

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2. Participate in coursework and field experiences that are
appropriate to his or her educational plan prepared under
paragraph (a), including reading instruction under s. 1012.567,
as applicable.

421 3. Before completion of the program, fully demonstrate his 422 or her ability to teach the subject area for which he or she is 423 seeking certification by documenting a positive impact on 424 student learning growth in a prekindergarten through grade 12 425 setting and achieving a passing score on the professional 426 education competency examination, the basic skills examination, 427 and the subject area examination for the subject area 428 certification which is required by state board rule.

Section 12. Subsection (3), paragraph (b) of subsection (4), paragraphs (a) and (c) of subsection (5), paragraph (b) of subsection (6), subsection (7), and paragraph (a) of subsection (8) of section 1008.25, Florida Statutes, are amended, and paragraph (d) is added to subsection (5) of that section, to read:

1008.25 Public school student progression; student support; reporting requirements.-

(3) ALLOCATION OF RESOURCES.—District school boards shall allocate remedial and supplemental instruction resources to students in the following priority:

(a) Students <u>in kindergarten through grade 3</u> who <u>have a</u> <u>substantial deficiency</u> are deficient in reading <u>as determined in</u> <u>paragraph (5)(a)</u> by the end of grade 3.

(b) Students who fail to meet performance levels required
for promotion consistent with the district school board's plan
for student progression required in subsection (2) paragraph

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(4) ASSESSMENT AND SUPPORT.-

(b) A student who <u>has a substantial reading deficiency as</u> <u>determined in paragraph (5)(a) or</u> is not meeting the school district or state requirements for satisfactory performance in English Language Arts and mathematics must be covered by one of the following plans:

 A federally required student plan, such as an individual education plan;

2. A schoolwide system of progress monitoring for all students, except a student who scores Level 4 or above on the English Language Arts and mathematics assessments may be exempted from participation by the principal; or

3. An individualized progress monitoring plan.

(5) READING DEFICIENCY AND PARENTAL NOTIFICATION.-

(a) Any student <u>in kindergarten through grade 3</u> who
exhibits a substantial deficiency in reading, based upon
<u>screening, diagnostic, progress monitoring, or assessment data;</u>
locally determined or statewide assessments<u>; conducted in</u>
kindergarten or grade 1, grade 2, or grade 3, or through teacher
observations, must be <u>provided given</u> intensive, <u>explicit</u>,
<u>systematic, and multisensory</u> reading <u>interventions instruction</u>
immediately following the identification of the reading
deficiency. <u>A school may not wait for a student to receive a</u>
failing grade at the end of a grading period to identify the
student as having a substantial reading deficiency and initiate
<u>intensive reading interventions</u>. The student's reading
proficiency must be monitored and the intensive <u>interventions</u>

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475	level proficiency in a manner determined by the district, which
476	may include achieving a Level 3 on the statewide, standardized
477	English Language Arts assessment. The State Board of Education
478	shall identify by rule guidelines for determining whether a
479	student in kindergarten through grade 3 has a substantial
480	deficiency in reading.
481	(c) The parent of any student who exhibits a substantial
482	deficiency in reading, as described in paragraph (a), must be
483	notified in writing of the following:
484	1. That his or her child has been identified as having a
485	substantial deficiency in reading, including a description and
486	explanation, in terms understandable to the parent, of the exact
487	nature of the student's difficulty in learning and lack of
488	achievement in reading.
489	2. A description of the current services that are provided
490	to the child.
491	3. A description of the proposed intensive interventions
492	supplemental instructional services and supports that will be
493	provided to the child that are designed to remediate the
494	identified area of reading deficiency.
495	4. That if the child's reading deficiency is not remediated
496	by the end of grade 3, the child must be retained unless he or
497	she is exempt from mandatory retention for good cause.
498	5. Opportunities to observe effective instruction and
499	intervention strategies in the classroom; receive literacy
500	instruction from the school or through community adult literacy
501	initiatives; and receive strategies, including multisensory
502	strategies, through a read-at-home plan the parent can for
503	parents to use in helping <u>his or her</u> their child succeed in



504 reading proficiency. 6. That the statewide, standardized English Language Arts 505 assessment is not the sole determiner of promotion and that 506 507 additional evaluations, portfolio reviews, and assessments are 508 available to the child to assist parents and the school district 509 in knowing when a child is reading at or above grade level and 510 ready for grade promotion. 511 7. The district's specific criteria and policies for a 512 portfolio as provided in subparagraph (6)(b)4. and the evidence required for a student to demonstrate mastery of Florida's 513 514 academic standards for English Language Arts. A parent of a 515 student in grade 3 who is identified anytime during the year as 516 being at risk of retention may request that the school 517 immediately begin collecting evidence for a portfolio. 518 8. The district's specific criteria and policies for 519 midyear promotion. Midyear promotion means promotion of a 520 retained student at any time during the year of retention once 521 the student has demonstrated ability to read at grade level. 522 523 After initial notification, the school shall apprise the parent, 524 at least monthly, of the student's progress toward meeting goals 525 based on the student's grade level. 526 (6) ELIMINATION OF SOCIAL PROMOTION.-527 (b) The district school board may only exempt students from 528 mandatory retention, as provided in paragraph (5)(b), for good 529 cause. A student who is promoted to grade 4 with a good cause 530 exemption shall be provided intensive reading instruction and intervention that include specialized diagnostic information and 531 specific reading strategies to meet the needs of each student so 532

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533 promoted. The school district shall assist schools and teachers 534 with the implementation of explicit, systematic, and 535 multisensory reading instruction and intervention strategies for 536 students promoted with a good cause exemption which research has 537 shown to be successful in improving reading among students who 538 have reading difficulties. Good cause exemptions are limited to 539 the following:

540 1. Limited English proficient students who have had less 541 than 2 years of instruction in an English for Speakers of Other 542 Languages program based on the initial date of entry into a 543 school in the United States.

544 2. Students with disabilities whose individual education 545 plan indicates that participation in the statewide assessment 546 program is not appropriate, consistent with the requirements of 547 s. 1008.212.

548 3. Students who demonstrate an acceptable level of 549 performance on an alternative standardized reading or English 550 Language Arts assessment approved by the State Board of 551 Education.

4. A student who demonstrates through a student portfolio 553 that he or she is performing at least at Level 2 on the statewide, standardized English Language Arts assessment.

555 5. Students with disabilities who take the statewide, 556 standardized English Language Arts assessment and who have an 557 individual education plan or a Section 504 plan that reflects 558 that the student has received intensive instruction in reading 559 or English Language Arts for more than 2 years but still 560 demonstrates a deficiency and was previously retained in kindergarten, grade 1, grade 2, or grade 3. 561

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6. Students who have received intensive reading intervention for 2 or more years but still demonstrate a deficiency in reading and who were previously retained in kindergarten, grade 1, grade 2, or grade 3 for a total of 2 years. A student may not be retained more than once in grade 3.

7. Students who have received intensive remediation in reading or English Language Arts for 2 or more years but still demonstrate a deficiency and who were previously retained in kindergarten, grade 1, grade 2, or grade 3 for a total of 2 years. Intensive instruction for students so promoted must include an altered instructional day that includes specialized diagnostic information and specific reading strategies for each student. The district school board shall assist schools and teachers to implement reading strategies that research has shown to be successful in improving reading among low-performing readers.

(7) SUCCESSFUL PROGRESSION FOR RETAINED THIRD GRADE STUDENTS.-

(a) Students retained under the provisions of paragraph (5) (b) must be provided intensive interventions in reading to ameliorate the student's specific reading deficiency <u>and prepare</u> the student for promotion to the next grade. These <u>interventions</u>, as identified by a valid and reliable diagnostic assessment. This intensive intervention must include:

<u>1. Evidence-based, explicit, systematic, and multisensory</u> reading instruction in phonemic awareness, phonics, fluency, vocabulary, and comprehension and other strategies prescribed by <u>the school district.</u> effective instructional strategies, 2. Participation in the school district's summer reading

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591	camp, which must incorporate the instructional and intervention
592	strategies under subparagraph 1_{τ} and appropriate teaching
593	methodologies necessary to assist those students in becoming
594	successful readers, able to read at or above grade level, and
595	ready for promotion to the next grade.
596	3. A minimum of 90 minutes of daily, uninterrupted reading
597	instruction incorporating the instructional and intervention
598	strategies under subparagraph 1. This instruction may include:
599	(b) Each school district shall:
600	1. Provide third grade students who are retained under the
601	provisions of paragraph (5) (b) with intensive instructional
602	services and supports to remediate the identified areas of
603	reading deficiency, including participation in the school
604	district's summer reading camp as required under paragraph (a),
605	and a minimum of 90 minutes of daily, uninterrupted,
606	scientifically research-based reading instruction which includes
607	
	phonemic awareness, phonics, fluency, vocabulary, and
608	comprehension and other strategies prescribed by the school
609	district, which may include, but are not limited to:
610	a. Integration of <u>content-rich, nonfiction texts in</u> science
611	and social studies content within the 90-minute block.
612	b. Small group instruction.
613	c. Reduced teacher-student ratios.
614	d. More frequent progress monitoring.
615	e. Tutoring or mentoring.
616	f. The use of evidence-based technology tools that improve
617	or accelerate student reading achievement.
618	g.f. Transition classes containing 3rd and 4th grade
619	students.



<u>h.g.</u> Extended school day, week, or year.
(b) Each school district shall:
1.2. Provide written notification to the parent of a

student who is retained under the provisions of paragraph (5)(b) that his or her child has not met the proficiency level required for promotion and the reasons the child is not eligible for a good cause exemption as provided in paragraph (6)(b). The notification must comply with paragraph (5)(c) the provisions of s. 1002.20(15) and must include a description of proposed interventions and supports that will be provided to the child to remediate the identified areas of reading deficiency.

2.3. Implement a policy for the midyear promotion of a student retained under the provisions of paragraph (5) (b) who can demonstrate that he or she is a successful and independent reader and performing at or above grade level in reading or, upon implementation of English Language Arts assessments, performing at or above grade level in English Language Arts. Tools that school districts may use in reevaluating a student retained may include subsequent assessments, alternative assessments, and portfolio reviews, in accordance with rules of the State Board of Education. Students promoted during the school year after November 1 must demonstrate proficiency levels in reading equivalent to the level necessary for the beginning of grade 4. The rules adopted by the State Board of Education must include standards that provide a reasonable expectation that the student's progress is sufficient to master appropriate grade 4 level reading skills.

6473.4. Provide students who are retained under the-provisions648of paragraph (5) (b), including students participating in the

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649	school district's summer reading camp under subparagraph (a)2.,
650	with a highly effective teacher as determined by the teacher's
651	performance evaluation under s. 1012.34, and, beginning July 1,
652	2019, the teacher must also be certified or endorsed in reading.
653	4.5. Establish at each school, when applicable, an
654	intensive <u>reading</u> acceleration <u>course</u> Class for <u>any student</u>
655	retained in grade 3 who was previously retained in kindergarten,
656	grade 1, or grade 2 students who subsequently score Level 1 on
657	the required statewide, standardized assessment identified in s.
658	1008.22. The focus of the Intensive Acceleration Class shall be
659	to increase a child's reading and English Language Arts skill
660	level at least two grade levels in 1 school year. The intensive
661	reading acceleration course must provide the following Class
662	shall:
663	a. Uninterrupted reading instruction for the majority of
664	student contact time each day and opportunities to master the
665	grade 4 Next Generation Sunshine State Standards in other core
666	subject areas through content-rich, nonfiction texts.
667	b. Small group instruction.
668	c. Reduced teacher-student ratios.
669	d. The use of explicit, systematic, and multisensory
670	reading interventions, including intensive language and
671	vocabulary instruction and use of a speech-language therapist if
672	necessary, that have proven results in accelerating student
673	reading achievement within the same school year.
674	e. A read-at-home plan.
675	a. Be provided to a student in grade 3 who scores Level 1
676	on the statewide, standardized English Language Arts assessment
677	and who was retained in grade 3 the prior year because of



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678	scoring Level 1.
679	b. Have a reduced teacher-student ratio.
680	c. Provide uninterrupted reading instruction for the
681	majority of student contact time each day and incorporate
682	opportunities to master the grade 4 Next Ceneration Sunshine
683	State Standards in other core subject areas.
684	d. Use a reading program that is scientifically research-
685	based and has proven results in accelerating student reading
686	achievement within the same school year.
687	e. Provide intensive language and vocabulary instruction
688	using a scientifically research-based program, including use of
689	a speech-language therapist.
690	(8) ANNUAL REPORT
691	(a) In addition to the requirements in paragraph (5)(b),
692	each district school board must annually report to the parent of
693	each student the progress of the student toward achieving state
694	and district expectations for proficiency in English Language
695	Arts, science, social studies, and mathematics. The district
696	school board must report to the parent the student's results on
697	each statewide, standardized assessment. The evaluation of each
698	student's progress must be based upon the student's classroom
699	work, observations, tests, district and state assessments,
700	response to intensive interventions provided under paragraph
701	(5)(a), and other relevant information. Progress reporting must
702	be provided to the parent in writing in a format adopted by the
703	district school board.
704	Section 13. Subsection (5) of section 1008.345, Florida
705	Statutes, is amended to read:

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1008.345 Implementation of state system of school



707 improvement and education accountability.-708 (5) The commissioner shall annually report to the State Board of Education and the Legislature and recommend changes in 709 710 state policy necessary to foster school improvement and 711 education accountability. The report shall include: 712 (a) For each school district: 713 1. The percentage of students, by school and grade level, 714 demonstrating learning growth in English Language Arts and 715 mathematics. 716 2. The percentage of students, by school and grade level, 717 in both the highest and lowest quartiles demonstrating learning 718 growth in English Language Arts and mathematics. 719 3. The information contained in the school district's 720 annual report required under s. 1008.25(8). 721 (b) Intervention and support strategies used by school 722 districts boards whose students in both the highest and lowest 723 quartiles exceed the statewide average learning growth for 724 students in those quartiles. 725 (c) Intervention and support strategies used by school 726 districts boards whose schools provide educational services to 727 youth in Department of Juvenile Justice programs that 728 demonstrate learning growth in English Language Arts and 729 mathematics that exceeds the statewide average learning growth 730 for students in those subjects. (d) Based upon a review of each school district's reading 731 732 plan submitted pursuant to s. 1011.62(9), intervention and 733 support strategies used by school districts that were effective

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in improving the reading performance of students, as indicated

by student performance data, who are identified as having a

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736	substantial reading deficiency pursuant to s. 1008.25(5)(a).
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738	School reports shall be distributed pursuant to this subsection
739	and s. 1001.42(18)(c) and according to rules adopted by the
740	State Board of Education.
741	Section 14. Section 1012.567, Florida Statutes, is created
742	to read:
743	1012.567 Certification and endorsement of elementary
744	reading instructors
745	(1) CERTIFICATION
746	(a) Beginning January 1, 2019, an applicant for an educator
747	certificate in an area involving reading instruction or
748	intervention for any students in kindergarten through grade 6
749	must, as part of the certification process, demonstrate
750	competence in the following:
751	1. Identifying characteristics of conditions such as
752	dyslexia and other causes of diminished phonological processing
753	skills.
754	2. Using explicit, systematic, and multisensory approaches
755	to reading instruction and intervention that are proven to
756	improve reading performance for all students.
757	3. Using predictive and other data to make instructional
758	decisions based on individual student needs.
759	
760	The State Board of Education shall adopt by rule the minimum
761	requirements for instruction provided by teacher preparation
762	programs and school districts for this purpose and methods for
763	demonstrating competence in accordance with this section.
764	(b) Documentation of a valid professional standard teaching

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765	certificate issued by another state is not sufficient to meet
766	the requirements of paragraph (a). The State Board of Education
767	shall establish a procedure by which a candidate who holds a
768	certificate issued by another state may demonstrate competence
769	as required in paragraph (a).
770	(c) The State Board of Education shall identify by rule
771	certification areas in which candidates must demonstrate
772	competence as provided in paragraph (a) as part of the
773	certification process.
774	(d) To receive initial or continued approval, a teacher
775	preparation program under s. 1004.04 or s. 1004.85 must provide
776	instruction in the skills and strategies listed in paragraph (a)
777	to candidates for certificates in the areas identified by the
778	state board pursuant to paragraph (c).
779	(2) ENDORSEMENTBeginning with applications for a reading
780	endorsement received on January 1, 2019, and thereafter, the
781	specialization requirements for an endorsement in reading
782	instruction must include at least 3 semester hours of
783	instruction in explicit, systematic, and multisensory approaches
784	to reading instruction and intervention that are proven to
785	improve reading performance for all students. This instruction
786	may be incorporated into semester hour requirements established
787	in State Board of Education rule. Reading endorsement
788	competencies must be aligned with instructional and intervention
789	strategies in accordance with s. 1001.215(7).
790	(3) REVIEWBy July 1, 2017, and at least once every 5
791	years thereafter, the department shall conduct a review of
792	specialization and coverage area requirements in the elementary,
793	reading, and exceptional student educational areas. At the

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794	conclusion of each review, the department shall recommend to the
795	State Board of Education changes to the specialization and
796	coverage area requirements based upon any identified
797	instructional or intervention strategies proven to improve
798	student reading performance.
799	(4) STATE BOARD RULESThe State Board of Education shall
800	adopt rules pursuant to ss. 120.536 and 120.54 as necessary to
801	implement this section.
802	Section 15. Paragraph (a) of subsection (3) of section
803	1012.585, Florida Statutes, is amended, and paragraph (f) is
804	added to that subsection, to read:
805	1012.585 Process for renewal of professional certificates
806	(3) For the renewal of a professional certificate, the
807	following requirements must be met:
808	(a) The applicant must earn a minimum of 6 college credits
809	or 120 inservice points or a combination thereof. For each area
810	of specialization to be retained on a certificate, the applicant
811	must earn at least 3 of the required credit hours or equivalent
812	inservice points in the specialization area. Education in
813	"clinical educator" training pursuant to s. 1004.04(5)(b) and
814	credits or points that provide training in the area of
815	scientifically researched, knowledge-based reading literacy,
816	including explicit, systematic, and multisensory approaches to
817	reading instruction and intervention; and computational skills
818	acquisition: $_{T}$ exceptional student education: $_{T}$ normal child
819	development $_{: au}$ and the disorders of development may be applied
820	toward any specialization area. Credits or points that provide
821	training in the areas of drug abuse, child abuse and neglect,
822	strategies in teaching students having limited proficiency in



823 English, or dropout prevention, or training in areas identified 824 in the educational goals and performance standards adopted pursuant to ss. 1000.03(5) and 1008.345 may be applied toward 825 826 any specialization area, except specialization areas identified 827 by State Board of Education rule as involving reading 828 instruction or intervention for any students in kindergarten through grade 6 under s. 1012.567(1)(c). Credits or points 829 830 earned through approved summer institutes may be applied toward 8.31 the fulfillment of these requirements. Inservice points may also 832 be earned by participation in professional growth components 833 approved by the State Board of Education and specified pursuant 834 to s. 1012.98 in the district's approved master plan for 835 inservice educational training; however, such points may not be 836 used to satisfy the specialization requirements of this 837 paragraph, including, but not limited to, serving as a trainer 838 in an approved teacher training activity, serving on an 839 instructional materials committee or a state board or commission that deals with educational issues, or serving on an advisory 840 council created pursuant to s. 1001.452. 841 842 (f) An applicant for renewal of a professional certificate 843 in any area of certification identified by State Board of 844 Education rule pursuant to s. 1012.567(1)(c) with a beginning 845 validity date of July 1, 2019, or thereafter must earn a minimum 846 of 2 college credits or the equivalent inservice points in the

use of explicit, systematic, and multisensory approaches to reading instruction and intervention. Such training must be

849 provided by teacher preparation programs under s. 1004.04 or s.
850 1004.85 or approved school district professional development
851 systems under s. 1012.98. The requirements in this paragraph may

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852	not add to the total hours required by the department for
853	continuing education or inservice training.
854	Section 16. Subsection (1) of section 1012.586, Florida
855	Statutes, is amended to read:
856	1012.586 Additions or changes to certificates; duplicate
857	certificatesA school district may process via a Department of
858	Education website certificates for the following applications of
859	public school employees:
860	(1) Addition of a subject coverage or endorsement to a
861	valid Florida certificate on the basis of the completion of the
862	appropriate subject area testing requirements of s.
863	1012.56(5)(a) or the completion of the requirements of an
864	approved school district program or the inservice components for
865	an endorsement. To reduce duplication, the department may
866	recommend the consolidation of endorsement areas and
867	requirements to the State Board of Education.
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869	The employing school district shall charge the employee a fee
870	not to exceed the amount charged by the Department of Education
871	for such services. Each district school board shall retain a
872	portion of the fee as defined in the rules of the State Board of
873	Education. The portion sent to the department shall be used for
874	maintenance of the technology system, the web application, and
875	posting and mailing of the certificate.
876	Section 17. Paragraph (b) of subsection (4) of section
877	1012.98, Florida Statutes, is amended to read:
878	1012.98 School Community Professional Development Act
879	(4) The Department of Education, school districts, schools,
880	Florida College System institutions, and state universities

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881 share the responsibilities described in this section. These 882 responsibilities include the following:

(b) Each school district shall develop a professional 883 884 development system as specified in subsection (3). The system 885 shall be developed in consultation with teachers, teacher-886 educators of Florida College System institutions and state 887 universities, business and community representatives, and local 888 education foundations, consortia, and professional 889 organizations. The professional development system must:

1. Be approved by the department. All substantial revisions to the system shall be submitted to the department for review 892 for continued approval.

893 2. Be based on analyses of student achievement data and 894 instructional strategies and methods that support rigorous, 895 relevant, and challenging curricula for all students. Schools 896 and districts, in developing and refining the professional 897 development system, shall also review and monitor school 898 discipline data; school environment surveys; assessments of 899 parental satisfaction; performance appraisal data of teachers, 900 managers, and administrative personnel; and other performance 901 indicators to identify school and student needs that can be met 902 by improved professional performance.

903 3. Provide inservice activities coupled with followup 904 support appropriate to accomplish district-level and school-905 level improvement goals and standards. The inservice activities 906 for instructional personnel shall focus on analysis of student 907 achievement data, ongoing formal and informal assessments of 908 student achievement, identification and use of enhanced and 909 differentiated instructional strategies that emphasize rigor,



910 relevance, and reading in the content areas, enhancement of 911 subject content expertise, integrated use of classroom 912 technology that enhances teaching and learning, classroom 913 management, parent involvement, and school safety.

914 4. Include a master plan for inservice activities, pursuant 915 to rules of the State Board of Education, for all district 916 employees from all fund sources. The master plan shall be 917 updated annually by September 1, must be based on input from 918 teachers and district and school instructional leaders, and must 919 use the latest available student achievement data and research 920 to enhance rigor and relevance in the classroom. Each district 921 inservice plan must be aligned to and support the school-based 922 inservice plans and school improvement plans pursuant to s. 923 1001.42(18). Each district inservice plan must provide a 924 description of the training that middle grades instructional 925 personnel and school administrators receive on the district's 926 code of student conduct adopted pursuant to s. 1006.07; 927 integrated digital instruction and competency-based instruction 928 and CAPE Digital Tool certificates and CAPE industry 929 certifications; classroom management; student behavior and 930 interaction; extended learning opportunities for students; and 931 instructional leadership. District plans must be approved by the 932 district school board annually in order to ensure compliance with subsection (1) and to allow for dissemination of research-933 934 based best practices to other districts. District school boards 935 must submit verification of their approval to the Commissioner of Education no later than October 1, annually. Each school 936 937 principal may establish and maintain an individual professional 938 development plan for each instructional employee assigned to the

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939 school as a seamless component to the school improvement plans 940 developed pursuant to s. 1001.42(18). An individual professional 941 development plan must be related to specific performance data 942 for the students to whom the teacher is assigned, define the 943 inservice objectives and specific measurable improvements 944 expected in student performance as a result of the inservice 945 activity, and include an evaluation component that determines 946 the effectiveness of the professional development plan.

947 5. Include inservice activities for school administrative 948 personnel that address updated skills necessary for 949 instructional leadership and effective school management 950 pursuant to s. 1012.986.

6. Provide for systematic consultation with regional and state personnel designated to provide technical assistance and evaluation of local professional development programs.

7. Provide for delivery of professional development by distance learning and other technology-based delivery systems to reach more educators at lower costs.

8. Provide for the continuous evaluation of the quality and effectiveness of professional development programs in order to eliminate ineffective programs and strategies and to expand effective ones. Evaluations must consider the impact of such activities on the performance of participating educators and their students' achievement and behavior.

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9. For middle grades, emphasize:

a. Interdisciplinary planning, collaboration, andinstruction.

b. Alignment of curriculum and instructional materials tothe state academic standards adopted pursuant to s. 1003.41.

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968 c. Use of small learning communities; problem-solving, 969 inquiry-driven research and analytical approaches for students; 970 strategies and tools based on student needs; competency-based 971 instruction; integrated digital instruction; and project-based 972 instruction. 973 974 Each school that includes any of grades 6, 7, or 8 must include 975 in its school improvement plan, required under s. 1001.42(18), a 976 description of the specific strategies used by the school to 977 implement each item listed in this subparagraph. 978 10. Provide training to reading coaches, classroom 979 teachers, and school administrators in effective methods of 980 identifying characteristics of conditions such as dyslexia and 981 other causes of diminished phonological processing skills; 982 incorporating instructional techniques into the general 983 education setting that are proven to improve reading performance 984 for all students; and using predictive and other data to make 985 instructional decisions based on individual student needs. The 986 training must help teachers integrate phonemic awareness; 987 phonics, word study, and spelling; reading fluency; vocabulary, 988 including academic vocabulary; and text comprehension strategies 989 into an explicit, systematic, and multisensory approach to 990 reading instruction and intervention. Each district must provide 991 all elementary grades instructional personnel access to training 992 sufficient to meet the requirements of ss. 1012.567(2) and 993 1012.585(<u>3)(f)</u>. 994 Section 18. This act shall take effect upon becoming a law. 995 996

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998	And the title is amended as follows:
999	Delete everything before the enacting clause
1000	and insert:
1001	A bill to be entitled
1002	An act relating to education; amending s. 1001.215,
1003	F.S.; revising the duties of the Just Read, Florida!
1004	Office; amending s. 1002.20, F.S.; revising
1005	requirements for notifying a parent of a student with
1006	a substantial reading deficiency; amending s. 1002.59,
1007	F.S.; revising the emergent literacy and performance
1008	standards training course requirements to include
1009	specific reading instruction; amending s. 1002.67,
1010	F.S.; requiring Voluntary Prekindergarten Education
1011	Program providers to implement any pre- and post-
1012	assessments identified and adopted by the Office of
1013	Early Learning; requiring the office to identify
1014	concordant or comparative scores on alternative
1015	assessments aligned to the performance standards
1016	adopted by the office; requiring the office to approve
1017	specific Voluntary Prekindergarten Education Program
1018	assessments and establish requirements for individuals
1019	administering the assessments; requiring certain
1020	prekindergarten students to receive specific reading
1021	instruction; requiring the office to identify certain
1022	guidelines by rule and provide examples of certain
1023	instructional strategies; amending s. 1002.69, F.S.;
1024	conforming provisions; requiring data from the
1025	statewide kindergarten screening to be used to



1026 identify certain students; amending ss. 1002.75 and 1027 1002.82, F.S.; authorizing a Voluntary Prekindergarten Education Program provider and a school readiness 1028 1029 program provider to continue to offer services during 1030 certain appeals; creating s. 1003.432, F.S.; defining 1031 terms; establishing the program to recognize a high 1032 school graduate who has attained a high level of 1033 competency in one or more foreign languages; providing 1034 the purpose of the program; specifying criteria to 1035 earn a Gold Seal of Biliteracy or a Silver Seal of 1036 Biliteracy; requiring the Commissioner of Education 1037 and school districts to perform specified duties to 1038 administer the program; prohibiting a school district 1039 or the Department of Education from charging a fee for 1040 the seals; requiring the State Board of Education to 1041 adopt rules; amending s. 1003.44, F.S.; requiring a 1042 written notice of a student's right not to participate in the pledge of allegiance to be included in a 1043 1044 specific publication; amending s. 1004.04, F.S.; 1045 revising core curricula requirements for certain 1046 teacher preparation programs to include certain 1047 reading instruction and interventions; amending s. 1048 1004.85, F.S.; requiring certain educator preparation 1049 institutes to provide evidence of specified reading instruction as a condition of program approval; 1050 1051 amending s. 1008.25, F.S.; requiring district school 1052 boards to allocate certain instruction resources to 1053 certain students deficient in reading; revising 1054 criteria and requiring the State Board of Education to

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1055 identify guidelines for determining whether certain 1056 students have a substantial deficiency in reading; 1057 revising the parental notification requirements for 1058 students with a substantial deficiency in reading; 1059 requiring schools to provide certain instruction to 1060 students who received a good cause exemption from 1061 retention; revising intervention requirements for 1062 certain retained students; revising provisions 1063 relating to the Intensive Acceleration Class for 1064 retained students in certain grades; revising student 1065 progress evaluation requirements; amending s. 1066 1008.345, F.S.; revising reporting requirements of the 1067 Commissioner of Education relating to the state system 1068 of school improvement and education accountability; 1069 creating s. 1012.567, F.S.; requiring applicants for 1070 an educator certificate in certain areas to 1071 demonstrate competence in specified areas; providing 1072 that a teacher certification from another state does 1073 not meet competency requirements; requiring the state 1074 board to identify teacher certification areas in which 1075 candidates must demonstrate competence; requiring 1076 certain teacher preparation courses to provide 1077 specific instruction in order to receive approval; 1078 providing requirements for an endorsement in reading 1079 instruction; requiring reading endorsement 1080 competencies to align with specified strategies; 1081 providing for review of specialization and coverage 1082 area requirements for certain education area certifications; providing for rulemaking; amending s. 1083

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1084	1012.585, F.S.; revising requirements for renewal of
1085	professional teaching certificates; amending s.
1086	1012.586, F.S.; authorizing the department to
1087	recommend consolidation of endorsement areas and
1088	requirements for endorsements for teacher certificate;
1089	amending s. 1012.98, F.S.; revising duties and
1090	requirements for implementation of the School
1091	Community Professional Development Act; providing an
1092	effective date.

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