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LEGISLATIVE ACTION

Senate	.	House
Comm: RE	.	
02/28/2018	.	
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The Committee on Appropriations (Passidomo) recommended the following:

1       **Senate Substitute for Amendment (903516) (with title**  
2 **amendment)**

3  
4       Delete everything after the enacting clause  
5 and insert:

6       Section 1. Section 212.1832, Florida Statutes, is created  
7 to read:

8       212.1832 Credit for contributions to the Hope Scholarship  
9 Program.—

10       (1) Upon adoption of rules, the purchaser of a motor



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11 vehicle shall be granted a credit of 100 percent of an eligible  
12 contribution made to an eligible nonprofit scholarship-funding  
13 organization under s. 1002.40 against any tax imposed by the  
14 state and collected from the purchaser by a dealer, designated  
15 agent, or private tag agent as a result of the purchase or  
16 acquisition of a motor vehicle. For purposes of this subsection,  
17 the term "purchase" does not include the lease or rental of a  
18 motor vehicle.

19 (2) A dealer shall take a credit against any tax imposed by  
20 the state under this chapter on the purchase of a motor vehicle  
21 in an amount equal to the credit granted to the purchaser under  
22 subsection (1).

23 (3) For purposes of the distributions of tax revenue under  
24 s. 212.20, the department shall disregard any tax credits  
25 allowed under this section to ensure that any reduction in tax  
26 revenue received that is attributable to the tax credits results  
27 only in a reduction in distributions to the General Revenue  
28 Fund. The provisions of s. 1002.40 apply to the credit  
29 authorized by this section.

30 Section 2. Subsection (21) is added to section 213.053,  
31 Florida Statutes, to read:

32 213.053 Confidentiality and information sharing.—

33 (21) (a) The department may provide to an eligible nonprofit  
34 scholarship-funding organization, as defined in s. 1002.40, a  
35 dealer's name, address, federal employer identification number,  
36 and information related to differences between credits taken by  
37 the dealer pursuant to s. 212.1832(2) and amounts remitted to  
38 the eligible nonprofit scholarship-funding organization under s.  
39 1002.40(13)(b)3. The eligible nonprofit scholarship-funding



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40 organization may use the information for purposes of recovering  
41 eligible contributions designated for that organization that  
42 were collected by the dealer but never remitted to the  
43 organization.

44 (b) Nothing in this subsection authorizes the disclosure of  
45 information if such disclosure is prohibited by federal law. An  
46 eligible nonprofit scholarship-funding organization is bound by  
47 the same requirements of confidentiality and the same penalties  
48 for a violation of the requirements as the department.

49 Section 3. Effective July 1, 2019, chapter 623, Florida  
50 Statutes, consisting of sections 623.01, 623.02, 623.03, 623.04,  
51 623.05, 623.06, 623.07, 623.08, 623.09, 623.10, 623.11, 623.12,  
52 623.13, and 623.14, is repealed.

53 Section 4. Subsections (4) and (5) of section 1001.10,  
54 Florida Statutes, are amended to read:

55 1001.10 Commissioner of Education; general powers and  
56 duties.-

57 (4) The Department of Education shall provide technical  
58 assistance to school districts, charter schools, the Florida  
59 School for the Deaf and the Blind, and private schools that  
60 accept scholarship students under s. 1002.385, s. 1002.39, or s.  
61 1002.395, or another state scholarship program under chapter  
62 1002 in the development of policies, procedures, and training  
63 related to employment practices and standards of ethical conduct  
64 for instructional personnel and school administrators, as  
65 defined in s. 1012.01.

66 (5) The Department of Education shall provide authorized  
67 staff of school districts, charter schools, the Florida School  
68 for the Deaf and the Blind, and private schools that accept



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69 scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s.  
70 1002.395, or another state scholarship program under chapter  
71 1002 with access to electronic verification of information from  
72 the following employment screening tools:

73 (a) The Professional Practices' Database of Disciplinary  
74 Actions Against Educators; and

75 (b) The Department of Education's Teacher Certification  
76 Database.

77  
78 This subsection does not require the department to provide these  
79 staff with unlimited access to the databases. However, the  
80 department shall provide the staff with access to the data  
81 necessary for performing employment history checks of the  
82 instructional personnel and school administrators included in  
83 the databases.

84 Section 5. Section 1001.4205, Florida Statutes, is amended  
85 to read:

86 1001.4205 Visitation of schools ~~by an individual school~~  
87 ~~board or charter school governing board member.~~—An individual  
88 member of a district school board may, on any day and at any  
89 time at his or her pleasure, visit any district school in his or  
90 her school district. An individual member of the State  
91 Legislature may, on any day and at any time at his or her  
92 pleasure, visit any district school, including any charter  
93 school, in his or her legislative district. An individual member  
94 of a charter school governing board ~~member~~ may, on any day and  
95 at any time at his or her pleasure, visit any charter school  
96 governed by the charter school's governing board.

97 (1) The visiting individual ~~board member~~ must sign in and



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98 sign out at the school's main office and wear his or her board  
99 or State Legislature identification badge, as applicable, at all  
100 times while present on school premises.

101 (2) The board, the school, or any other person or entity,  
102 including, but not limited to, the principal of the school, the  
103 school superintendent, or any ~~other~~ board member, may not  
104 require the visiting individual board member to provide notice  
105 before visiting the school.

106 (3) The school may offer, but may not require, an escort to  
107 accompany the a visiting individual board member during the  
108 visit.

109 (4) A ~~Another~~ board member or a district employee,  
110 including, but not limited to, the superintendent, the school  
111 principal, or the superintendent's or the principal's ~~his or her~~  
112 designee, may not limit the duration or scope of the visit or  
113 direct the a visiting individual board member to leave the  
114 premises.

115 (5) A board, district, or school administrative policy or  
116 practice may not prohibit or limit the authority granted to the  
117 visiting individual a board member under this section.

118 Section 6. Section 1002.01, Florida Statutes, is amended to  
119 read:

120 1002.01 Definitions.—

121 (1) A "home education program" means the sequentially  
122 progressive instruction of a student directed by his or her  
123 parent in order to satisfy the attendance requirements of ss.  
124 1002.41, 1003.01(13), and 1003.21(1).

125 (2) A "private school" is a nonpublic school that is  
126 registered in accordance with s. 1002.42 and is defined as an



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127 individual, association, copartnership, or corporation, or  
128 department, division, or section of such organizations, that  
129 designates itself as an educational center that includes  
130 kindergarten or a higher grade or as an elementary, secondary,  
131 business, technical, or trade school below college level or any  
132 organization that provides instructional services that meet the  
133 intent of s. 1003.01(13) or that gives preemployment or  
134 supplementary training in technology or in fields of trade or  
135 industry or that offers academic, literary, or career training  
136 below college level, or any combination of the above, including  
137 an institution that performs the functions of the above schools  
138 through correspondence or extension, except those licensed under  
139 the provisions of chapter 1005. A private school may be a  
140 parochial, religious, denominational, for-profit, or nonprofit  
141 school attended by a student in order to satisfy the attendance  
142 requirements of s. 1003.01(13). This definition does not include  
143 home education programs conducted in accordance with s. 1002.41.

144 (3) For purposes of this chapter, a "scholarship program"  
145 means any one of the following:

146 (a) The Opportunity Scholarship Program established  
147 pursuant to s. 1002.38.

148 (b) The Gardiner Scholarship Program established pursuant  
149 to s. 1002.385.

150 (c) The John M. McKay Scholarships for Students with  
151 Disabilities Program established pursuant to s. 1002.39.

152 (d) The Florida Tax Credit Scholarship Program established  
153 pursuant to s. 1002.395.

154 (e) The Hope Scholarship Program established pursuant to s.  
155 1002.40.



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156 Section 7. Paragraph (b) of subsection (2) and subsection  
157 (6) of section 1002.20, Florida Statutes, are amended to read:

158 1002.20 K-12 student and parent rights.—Parents of public  
159 school students must receive accurate and timely information  
160 regarding their child's academic progress and must be informed  
161 of ways they can help their child to succeed in school. K-12  
162 students and their parents are afforded numerous statutory  
163 rights including, but not limited to, the following:

164 (2) ATTENDANCE.—

165 (b) *Regular school attendance.*—Parents of students who have  
166 attained the age of 6 years by February 1 of any school year but  
167 who have not attained the age of 16 years must comply with the  
168 compulsory school attendance laws. Parents have the option to  
169 comply with the school attendance laws by attendance of the  
170 student in a public school; a private parochial, religious, or  
171 denominational school; a private school; or a home education  
172 program; ~~or a private tutoring program~~, in accordance with ~~the~~  
173 ~~provisions of~~ s. 1003.01(13).

174 (6) EDUCATIONAL CHOICE.—

175 (a) *Public educational school choices.*—Parents of public  
176 school students may seek any public educational school choice  
177 options that are applicable and available to students throughout  
178 the state. These options may include controlled open enrollment,  
179 single-gender programs, lab schools, virtual instruction  
180 programs, charter schools, charter technical career centers,  
181 magnet schools, alternative schools, special programs, auditory-  
182 oral education programs, advanced placement, dual enrollment,  
183 International Baccalaureate, International General Certificate  
184 of Secondary Education (pre-AICE), CAPE digital tools, CAPE



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185 industry certifications, collegiate high school programs,  
186 Advanced International Certificate of Education, early  
187 admissions, credit by examination or demonstration of  
188 competency, the New World School of the Arts, the Florida School  
189 for the Deaf and the Blind, and the Florida Virtual School.  
190 These options may also include the public educational choice  
191 options of the Opportunity Scholarship Program and the McKay  
192 Scholarships for Students with Disabilities Program.

193 (b) Private educational choices.—The parent of a student  
194 may choose to enroll the student in a private school, as defined  
195 in s. 1002.01(2). Parents of public school students may seek  
196 private educational choice options under certain programs.

197 1. Under the McKay Scholarships for Students with  
198 Disabilities Program, the parent of a public school student with  
199 a disability may request and receive a McKay Scholarship for the  
200 student to attend a private school in accordance with s.  
201 1002.39.

202 2. Under the Florida Tax Credit Scholarship Program, the  
203 parent of a student who qualifies for free or reduced-price  
204 school lunch or who is currently placed, or during the previous  
205 state fiscal year was placed, in foster care as defined in s.  
206 39.01 may seek a scholarship from an eligible nonprofit  
207 scholarship-funding organization in accordance with s. 1002.395.

208 3. Under the Gardiner Scholarship Program ~~Florida Personal~~  
209 ~~Learning Scholarship Accounts Program~~, the parent of a student  
210 with a qualifying disability may apply for a Gardiner  
211 Scholarship ~~personal learning scholarship~~ to be used for  
212 individual educational needs in accordance with s. 1002.385.

213 4. Under the Hope Scholarship Program, the parent of a





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214 student who was the victim of a substantiated incident of  
215 violence or abuse while attending a public school may seek a  
216 scholarship for the student to attend a private school in  
217 accordance with s. 1002.40.

218 (c) *Home education.*—The parent of a student may choose to  
219 place the student in a home education program, as defined in s.  
220 1002.01(1), in accordance with ~~the provisions of~~ s. 1002.41.

221 ~~(d) *Private tutoring.*—The parent of a student may choose to~~  
222 ~~place the student in a private tutoring program in accordance~~  
223 ~~with the provisions of s. 1002.43(1).~~

224 Section 8. Paragraph (b) of subsection (6) of section  
225 1002.33, Florida Statutes, is amended to read:

226 1002.33 Charter schools.—

227 (6) APPLICATION PROCESS AND REVIEW.—Charter school  
228 applications are subject to the following requirements:

229 (b) A sponsor shall receive and review all applications for  
230 a charter school using the evaluation instrument developed by  
231 the Department of Education. A sponsor shall receive and  
232 consider charter school applications received on or before  
233 August 1 of each calendar year for charter schools to be opened  
234 at the beginning of the school district's next school year, or  
235 to be opened at a time agreed to by the applicant and the  
236 sponsor. A sponsor may not refuse to receive a charter school  
237 application submitted before August 1 and may receive an  
238 application submitted later than August 1 if it chooses.  
239 Beginning in 2018 and thereafter, a sponsor shall receive and  
240 consider charter school applications received on or before  
241 February 1 of each calendar year for charter schools to be  
242 opened 18 months later at the beginning of the school district's



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243 school year, or to be opened at a time agreed to by the  
244 applicant and the sponsor. A sponsor may not refuse to receive a  
245 charter school application submitted before February 1 and may  
246 receive an application submitted later than February 1 if it  
247 chooses. A sponsor may not charge an applicant for a charter any  
248 fee for the processing or consideration of an application, and a  
249 sponsor may not base its consideration or approval of a final  
250 application upon the promise of future payment of any kind.  
251 Before approving or denying any application, the sponsor shall  
252 allow the applicant, upon receipt of written notification, at  
253 least 7 calendar days to make technical or nonsubstantive  
254 corrections and clarifications, including, but not limited to,  
255 corrections of grammatical, typographical, and like errors or  
256 missing signatures, if such errors are identified by the sponsor  
257 as cause to deny the final application.

258 1. In order to facilitate an accurate budget projection  
259 process, a sponsor shall be held harmless for FTE students who  
260 are not included in the FTE projection due to approval of  
261 charter school applications after the FTE projection deadline.  
262 In a further effort to facilitate an accurate budget projection,  
263 within 15 calendar days after receipt of a charter school  
264 application, a sponsor shall report to the Department of  
265 Education the name of the applicant entity, the proposed charter  
266 school location, and its projected FTE.

267 2. In order to ensure fiscal responsibility, an application  
268 for a charter school shall include a full accounting of expected  
269 assets, a projection of expected sources and amounts of income,  
270 including income derived from projected student enrollments and  
271 from community support, and an expense projection that includes



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272 full accounting of the costs of operation, including start-up  
273 costs.

274 3.a. A sponsor shall by a majority vote approve or deny an  
275 application no later than 90 calendar days after the application  
276 is received, unless the sponsor and the applicant mutually agree  
277 in writing to temporarily postpone the vote to a specific date,  
278 at which time the sponsor shall by a majority vote approve or  
279 deny the application. If the sponsor fails to act on the  
280 application, an applicant may appeal to the State Board of  
281 Education as provided in paragraph (c). If an application is  
282 denied, the sponsor shall, within 10 calendar days after such  
283 denial, articulate in writing the specific reasons, based upon  
284 good cause, supporting its denial of the application and shall  
285 provide the letter of denial and supporting documentation to the  
286 applicant and to the Department of Education.

287 b. An application submitted by a high-performing charter  
288 school identified pursuant to s. 1002.331 or a high-performing  
289 charter school system identified pursuant to s. 1002.332 may be  
290 denied by the sponsor only if the sponsor demonstrates by clear  
291 and convincing evidence that:

292 (I) The application does not materially comply with the  
293 requirements in paragraph (a);

294 (II) The charter school proposed in the application does  
295 not materially comply with the requirements in paragraphs  
296 (9) (a) - (f);

297 (III) The proposed charter school's educational program  
298 does not substantially replicate that of the applicant or one of  
299 the applicant's high-performing charter schools;

300 (IV) The applicant has made a material misrepresentation or



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301 false statement or concealed an essential or material fact  
302 during the application process; or

303 (V) The proposed charter school's educational program and  
304 financial management practices do not materially comply with the  
305 requirements of this section.

306  
307 Material noncompliance is a failure to follow requirements or a  
308 violation of prohibitions applicable to charter school  
309 applications, which failure is quantitatively or qualitatively  
310 significant either individually or when aggregated with other  
311 noncompliance. An applicant is considered to be replicating a  
312 high-performing charter school if the proposed school is  
313 substantially similar to at least one of the applicant's high-  
314 performing charter schools and the organization or individuals  
315 involved in the establishment and operation of the proposed  
316 school are significantly involved in the operation of replicated  
317 schools.

318 c. If the sponsor denies an application submitted by a  
319 high-performing charter school or a high-performing charter  
320 school system, the sponsor must, within 10 calendar days after  
321 such denial, state in writing the specific reasons, based upon  
322 the criteria in sub-subparagraph b., supporting its denial of  
323 the application and must provide the letter of denial and  
324 supporting documentation to the applicant and to the Department  
325 of Education. The applicant may appeal the sponsor's denial of  
326 the application in accordance with paragraph (c).

327 4. For budget projection purposes, the sponsor shall report  
328 to the Department of Education the approval or denial of an  
329 application within 10 calendar days after such approval or



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330 denial. In the event of approval, the report to the Department  
331 of Education shall include the final projected FTE for the  
332 approved charter school.

333         5. Upon approval of an application, the initial startup  
334 shall commence with the beginning of the public school calendar  
335 for the district in which the charter is granted. A charter  
336 school may defer the opening of the school's operations for up  
337 to 3 ½ years to provide time for adequate facility planning. The  
338 charter school must provide written notice of such intent to the  
339 sponsor and the parents of enrolled students at least 30  
340 calendar days before the first day of school.

341         Section 9. Subsection (1) of section 1002.331, Florida  
342 Statutes, is amended to read:

343         1002.331 High-performing charter schools.—

344         (1) A charter school is a high-performing charter school if  
345 it:

346             (a) Received at least two school grades of "A" and no  
347 school grade below "B," pursuant to s. 1008.34, during each of  
348 the previous 3 school years or received at least two consecutive  
349 school grades of "A" in the most recent 2 school years.

350             (b) Received an unqualified opinion on each annual  
351 financial audit required under s. 218.39 in the most recent 3  
352 fiscal years for which such audits are available.

353             (c) Did not receive a financial audit that revealed one or  
354 more of the financial emergency conditions set forth in s.  
355 218.503(1) in the most recent 3 fiscal years for which such  
356 audits are available. However, this requirement is deemed met  
357 for a charter school-in-the-workplace if there is a finding in  
358 an audit that the school has the monetary resources available to



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359 cover any reported deficiency or that the deficiency does not  
360 result in a deteriorating financial condition pursuant to s.  
361 1002.345(1)(a)3.

362  
363 For purposes of determining initial eligibility, the  
364 requirements of paragraphs (b) and (c) only apply to the most  
365 recent 2 fiscal years if the charter school earns two  
366 consecutive grades of "A." A virtual charter school established  
367 under s. 1002.33 is not eligible for designation as a high-  
368 performing charter school.

369 Section 10. Present subsections (11) and (12) of section  
370 1002.333, Florida Statutes, are redesignated as subsections (12)  
371 and (13), respectively, a new subsection (11) is added to that  
372 section, and subsections (1) and (2), paragraph (a) of  
373 subsection (4), paragraphs (b), (g), and (i) of subsection (5),  
374 paragraph (a) of subsection (7), subsection (9), and paragraphs  
375 (b) and (d) of subsection (10) of that section are amended, to  
376 read:

377 1002.333 Persistently low-performing schools.—

378 (1) DEFINITIONS.—As used in this section, the term:

379 (a) "Hope operator" means an entity identified by the  
380 department pursuant to subsection (2).

381 (b) "Persistently low-performing school" means a school  
382 that has completed 2 school years of a district-managed  
383 turnaround plan required under s. 1008.33(4)(a) and has not  
384 improved its school grade to a "C" or higher, ~~earned three~~  
385 ~~consecutive grades lower than a "C,"~~ pursuant to s. 1008.34, and  
386 a school that was closed pursuant to s. 1008.33(4) within 2  
387 years after the submission of a notice of intent.



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388 (c) "School of hope" means:  
389 1. A charter school operated by a hope operator which  
390 serves students from one or more persistently low-performing  
391 schools~~+~~ is located in the attendance zone of a persistently  
392 low-performing school ~~or within a 5-mile radius of such school,~~  
393 ~~whichever is greater;~~ and is a Title I eligible school; or  
394 2. A school operated by a hope operator pursuant to s.  
395 1008.33(4)(b)3.b. ~~s. 1008.33(4)(b)3.~~  
396 (2) HOPE OPERATOR.—A hope operator is a nonprofit  
397 organization with tax exempt status under s. 501(c)(3) of the  
398 Internal Revenue Code which ~~that~~ operates three or more charter  
399 schools that serve students in grades K-12 in Florida or other  
400 states with a record of serving students from low-income  
401 families and is designated by the State Board of Education as a  
402 hope operator based on a determination that:  
403 (a) The past performance of the hope operator meets or  
404 exceeds the following criteria:  
405 1. The achievement of enrolled students exceeds the  
406 district and state averages of the states in which the  
407 operator's schools operate;  
408 2. The average college attendance rate at all schools  
409 currently operated by the operator exceeds 80 percent, if such  
410 data is available;  
411 3. The percentage of students eligible for a free or  
412 reduced price lunch under the National School Lunch Act enrolled  
413 at all schools currently operated by the operator exceeds 70  
414 percent;  
415 4. The operator is in good standing with the authorizer in  
416 each state in which it operates;



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417           5. The audited financial statements of the operator are  
418 free of material misstatements and going concern issues; and

419           6. Other outcome measures as determined by the State Board  
420 of Education;

421           (b) The operator was awarded a United States Department of  
422 Education Charter School Program Grant for Replication and  
423 Expansion of High-Quality Charter Schools within the preceding 3  
424 years before applying to be a hope operator;

425           (c) The operator receives funding through the National Fund  
426 of the Charter School Growth Fund to accelerate the growth of  
427 the nation's best charter schools; or

428           (d) The operator is selected by a district school board in  
429 accordance with s. 1008.33.

430  
431 An entity that meets the requirements of paragraph (b),  
432 paragraph (c), or paragraph (d) before the adoption by the state  
433 board of measurable criteria pursuant to paragraph (a) shall be  
434 designated as a hope operator. After the adoption of the  
435 measurable criteria, an entity, including a governing board that  
436 operates a school established pursuant to s. 1008.33(4)(b)3.b.  
437 ~~s. 1008.33(4)(b)3.~~, shall be designated as a hope operator if it  
438 meets the criteria of paragraph (a).

439           (4) ESTABLISHMENT OF SCHOOLS OF HOPE.—A hope operator  
440 seeking to open a school of hope must submit a notice of intent  
441 to the school district in which a persistently low-performing  
442 school has been identified by the State Board of Education  
443 pursuant to subsection (10).

444           (a) The notice of intent must include all of the following:

445           1. An academic focus and plan.





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446 2. A financial plan.

447 3. Goals and objectives for increasing student achievement  
448 for the students from low-income families.

449 4. A completed or planned community outreach plan.

450 5. The organizational history of success in working with  
451 students with similar demographics.

452 6. The grade levels to be served and enrollment  
453 projections.

454 7. The specific proposed location or geographic area  
455 proposed for the school and its proximity to the persistently  
456 low-performing school or the plan to use the district-owned  
457 facilities of the persistently low-performing school.

458 8. A staffing plan.

459 9. An operations plan specifying the operator's intent to  
460 undertake the operations of the persistently low-performing  
461 school in its entirety or through limited components of the  
462 operations.

463 (5) PERFORMANCE-BASED AGREEMENT.—The following shall  
464 comprise the entirety of the performance-based agreement:

465 ~~(b) The location or geographic area proposed for the school~~  
466 ~~of hope and its proximity to the persistently low-performing~~  
467 ~~school.~~

468 (f) ~~(g)~~ The grounds for termination, including failure to  
469 meet the requirements for student performance established  
470 pursuant to paragraph (d) ~~(e)~~, generally accepted standards of  
471 fiscal management, or material violation of terms of the  
472 agreement. The nonrenewal or termination of a performance-based  
473 agreement must comply with the requirements of s. 1002.33(8).

474 (h) ~~(i)~~ A provision establishing the initial term as 5



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475 years. The agreement must ~~shall~~ be renewed, upon the request of  
476 the hope operator, unless the school fails to meet the  
477 requirements for student performance established pursuant to  
478 paragraph (d) ~~(e)~~ or generally accepted standards of fiscal  
479 management or the school of hope materially violates the law or  
480 the terms of the agreement.

481 (7) FACILITIES.—

482 (a)1. A school of hope that meets the definition under  
483 subparagraph (1)(c)1. shall use facilities that comply with the  
484 Florida Building Code, except for the State Requirements for  
485 Educational Facilities. ~~A school of hope that uses school~~  
486 ~~district facilities must comply with the State Requirements for~~  
487 ~~Educational Facilities only if the school district and the hope~~  
488 ~~operator have entered into a mutual management plan for the~~  
489 ~~reasonable maintenance of such facilities. The mutual management~~  
490 ~~plan shall contain a provision by which the district school~~  
491 ~~board agrees to maintain the school facilities in the same~~  
492 ~~manner as its other public schools within the district.~~

493 2. A school of hope that meets the definition under  
494 subparagraph (1)(c)2. and that receives funds from the hope  
495 supplemental services allocation under s. 1011.62(16) shall use  
496 the district-owned facilities of the persistently low-performing  
497 school that the school of hope operates. A school of hope that  
498 uses district-owned facilities must enter into a mutual  
499 management plan with the school district for the reasonable  
500 maintenance of the facilities. The mutual management plan must  
501 contain a provision specifying that the district school board  
502 agrees to maintain the school facilities in the same manner as  
503 other public schools within the district.



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504  
505 The local governing authority shall not adopt or impose any  
506 local building requirements or site-development restrictions,  
507 such as parking and site-size criteria, student enrollment, and  
508 occupant load, that are addressed by and more stringent than  
509 those found in the State Requirements for Educational Facilities  
510 of the Florida Building Code. A local governing authority must  
511 treat schools of hope equitably in comparison to similar  
512 requirements, restrictions, and site planning processes imposed  
513 upon public schools. The agency having jurisdiction for  
514 inspection of a facility and issuance of a certificate of  
515 occupancy or use shall be the local municipality or, if in an  
516 unincorporated area, the county governing authority. If an  
517 official or employee of the local governing authority refuses to  
518 comply with this paragraph, the aggrieved school or entity has  
519 an immediate right to bring an action in circuit court to  
520 enforce its rights by injunction. An aggrieved party that  
521 receives injunctive relief may be awarded reasonable attorney  
522 fees and court costs.

523 (9) FUNDING.—

524 (a) Schools of hope shall be funded in accordance with s.  
525 1002.33(17).

526 (b) Schools of hope shall receive priority in the  
527 department's Public Charter School Grant Program competitions.

528 (c) Schools of hope shall be considered charter schools for  
529 purposes of s. 1013.62, except charter capital outlay may not be  
530 used to purchase real property or for the construction of school  
531 facilities.

532 (d) Schools of hope that meet the definition under



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533 subparagraph (1)(c)1. are eligible to receive funds from the  
534 Schools of Hope Program.

535 (e) Schools of hope that meet the definition under  
536 subparagraph (1)(c)2. are eligible to receive funds from the  
537 hope supplemental services allocation established under s.  
538 1011.62(16).

539 (10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program  
540 is created within the Department of Education.

541 (b) A traditional public school that is required to submit  
542 a plan for implementation pursuant to s. 1008.33(4) is eligible  
543 to receive funding for services authorized up to \$2,000 per  
544 full-time equivalent student from the hope supplemental services  
545 allocation established under s. 1011.62(16) Schools of Hope  
546 Program based upon the strength of the school's plan for  
547 implementation and its focus on evidence-based interventions  
548 that lead to student success by providing wrap-around services  
549 that leverage community assets, improve school and community  
550 collaboration, and develop family and community partnerships.  
551 Wrap-around services include, but are not limited to, tutorial  
552 and after-school programs, student counseling, nutrition  
553 education, parental counseling, and adult education. Plans for  
554 implementation may also include models that develop a culture of  
555 attending college, high academic expectations, character  
556 development, dress codes, and an extended school day and school  
557 year. At a minimum, a plan for implementation must:

558 1. Establish wrap-around services that develop family and  
559 community partnerships.

560 2. Establish clearly defined and measurable high academic  
561 and character standards.



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562 ~~3. Increase parental involvement and engagement in the~~  
563 ~~child's education.~~

564 ~~4. Describe how the school district will identify, recruit,~~  
565 ~~retain, and reward instructional personnel. The state board may~~  
566 ~~waive the requirements of s. 1012.22(1)(c)5., and suspend the~~  
567 ~~requirements of s. 1012.34, to facilitate implementation of the~~  
568 ~~plan.~~

569 ~~5. Identify a knowledge-rich curriculum that the school~~  
570 ~~will use that focuses on developing a student's background~~  
571 ~~knowledge.~~

572 ~~6. Provide professional development that focuses on~~  
573 ~~academic rigor, direct instruction, and creating high academic~~  
574 ~~and character standards.~~

575 (d) Notwithstanding s. 216.301 and pursuant to s. 216.351,  
576 funds allocated for the purpose of this subsection which are not  
577 disbursed by June 30 of the fiscal year in which the funds are  
578 allocated may be carried forward for up to 5 years after the  
579 effective date of the original appropriation.

580 (11) SCHOOLS OF HOPE MANAGEMENT.—A hope operator or the  
581 owner of a school of hope may not serve as the principal of any  
582 school that he or she manages.

583 Section 11. Section 1002.334, Florida Statutes, is created  
584 to read:

585 1002.334 Franchise model schools.—

586 (1) As used in this section, the term "franchise model  
587 school" means a persistently low-performing school, as defined  
588 in s. 1002.333(1)(b), which is led by a highly effective  
589 principal in addition to the principal's currently assigned  
590 school. If a franchise model school achieves a grade of "C" or



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591 higher, the school may retain its status as a franchise model  
592 school at the discretion of the school district.

593 (2) A school district that has one or more persistently  
594 low-performing schools may use a franchise model school as a  
595 school turnaround option pursuant to s. 1008.33(4)(b)4.

596 (3) A franchise model school principal:

597 (a) Must be rated as highly effective pursuant to s.  
598 1012.34;

599 (b) May lead two or more schools, including a persistently  
600 low-performing school or a school that was considered a  
601 persistently low-performing school before becoming a franchise  
602 model school;

603 (c) May allocate resources and personnel between the  
604 schools under his or her administration; however, he or she must  
605 expend hope supplemental services allocation funds, authorized  
606 under s. 1011.62(16), at the franchise model school; and

607 (d) Is eligible to receive a Best and Brightest Principal  
608 award under s. 1012.732.

609 Section 12. Paragraph (d) of subsection (2), paragraphs (d)  
610 and (h) of subsection (5), subsection (8), and paragraph (a) of  
611 subsection (11) of section 1002.385, Florida Statutes, are  
612 amended to read:

613 1002.385 The Gardiner Scholarship.—

614 (2) DEFINITIONS.—As used in this section, the term:

615 (d) "Disability" means, for a 3- or 4-year-old child or for  
616 a student in kindergarten to grade 12, autism spectrum disorder,  
617 as defined in the Diagnostic and Statistical Manual of Mental  
618 Disorders, Fifth Edition, published by the American Psychiatric  
619 Association; cerebral palsy, as defined in s. 393.063(6); Down



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620 syndrome, as defined in s. 393.063(15); an intellectual  
621 disability, as defined in s. 393.063(24); Phelan-McDermid  
622 syndrome, as defined in s. 393.063(28); Prader-Willi syndrome,  
623 as defined in s. 393.063(29); spina bifida, as defined in s.  
624 393.063(40); being a high-risk child, as defined in s.  
625 393.063(23)(a); muscular dystrophy; Williams syndrome; a rare  
626 disease, a disorder that affects ~~diseases which affect~~ patient  
627 populations of ~~fewer than~~ 200,000 individuals or fewer in the  
628 United States, as defined by the Orphan Drug Act of 1983, Pub.  
629 L. No. 97-414 ~~National Organization for Rare Disorders;~~  
630 anaphylaxis; deaf; visually impaired; traumatic brain injured;  
631 hospital or homebound; or identification as dual sensory  
632 impaired, as defined by rules of the State Board of Education  
633 and evidenced by reports from local school districts. The term  
634 "hospital or homebound" includes a student who has a medically  
635 diagnosed physical or psychiatric condition or illness, as  
636 defined by the state board in rule, and who is confined to the  
637 home or hospital for more than 6 months.

638 (5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds must be  
639 used to meet the individual educational needs of an eligible  
640 student and may be spent for the following purposes:

641 (d) Enrollment in, or tuition or fees associated with  
642 enrollment in, a home education program, an eligible private  
643 school, an eligible postsecondary educational institution or a  
644 program offered by the institution, ~~a private tutoring program~~  
645 ~~authorized under s. 1002.43,~~ a virtual program offered by a  
646 department-approved private online provider that meets the  
647 provider qualifications specified in s. 1002.45(2)(a), the  
648 Florida Virtual School as a private paying student, or an



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649 approved online course offered pursuant to s. 1003.499 or s.  
650 1004.0961.

651 (h) Tuition and fees for part-time tutoring services  
652 provided by a person who holds a valid Florida educator's  
653 certificate pursuant to s. 1012.56; a person who holds an  
654 adjunct teaching certificate pursuant to s. 1012.57; or a person  
655 who has demonstrated a mastery of subject area knowledge  
656 pursuant to s. 1012.56(5). As used in this paragraph, the term  
657 "part-time tutoring services" does not qualify as regular school  
658 attendance as defined in s. 1003.01(13) ~~s. 1003.01(13)(e)~~.

659  
660 A provider of any services receiving payments pursuant to this  
661 subsection may not share, refund, or rebate any moneys from the  
662 Gardiner Scholarship with the parent or participating student in  
663 any manner. A parent, student, or provider of any services may  
664 not bill an insurance company, Medicaid, or any other agency for  
665 the same services that are paid for using Gardiner Scholarship  
666 funds.

667 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible  
668 private school may be sectarian or nonsectarian and shall:

669 (a) Comply with all requirements for private schools  
670 participating in state school choice scholarship programs  
671 pursuant to s. 1002.421.

672 (b) Provide to the organization, upon request, all  
673 documentation required for the student's participation,  
674 including the private school's and student's fee schedules.

675 (c) Be academically accountable to the parent for meeting  
676 the educational needs of the student by:

677 1. At a minimum, annually providing to the parent a written





678 explanation of the student's progress.

679         2. Annually administering or making provision for students  
680 participating in the program in grades 3 through 10 to take one  
681 of the nationally norm-referenced tests identified by the  
682 Department of Education or the statewide assessments pursuant to  
683 s. 1008.22. Students with disabilities for whom standardized  
684 testing is not appropriate are exempt from this requirement. A  
685 participating private school shall report a student's scores to  
686 the parent.

687         3. Cooperating with the scholarship student whose parent  
688 chooses to have the student participate in the statewide  
689 assessments pursuant to s. 1008.22 or, if a private school  
690 chooses to offer the statewide assessments, administering the  
691 assessments at the school.

692             a. A participating private school may choose to offer and  
693 administer the statewide assessments to all students who attend  
694 the private school in grades 3 through 10.

695             b. A participating private school shall submit a request in  
696 writing to the Department of Education by March 1 of each year  
697 in order to administer the statewide assessments in the  
698 subsequent school year.

699             (d) Employ or contract with teachers who have regular and  
700 direct contact with each student receiving a scholarship under  
701 this section at the school's physical location.

702             (e) Provide a report from an independent certified public  
703 accountant who performs the agreed-upon procedures developed  
704 under s. 1002.395(6)(o) if the private school receives more than  
705 \$250,000 in funds from scholarships awarded under this chapter  
706 ~~section~~ in a state fiscal year. A private school subject to this



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707 paragraph must annually submit the report by September 15 to the  
708 organization that awarded the majority of the school's  
709 scholarship funds. The agreed-upon procedures must be conducted  
710 in accordance with attestation standards established by the  
711 American Institute of Certified Public Accountants.

712  
713 If a private school fails or refuses ~~is unable~~ to meet the  
714 requirements of this subsection or has consecutive years of  
715 material exceptions listed in the report required under  
716 paragraph (e), the commissioner may determine that the private  
717 school is ineligible to participate in the program.

718 (11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM  
719 PARTICIPATION.—A parent who applies for program participation  
720 under this section is exercising his or her parental option to  
721 determine the appropriate placement or the services that best  
722 meet the needs of his or her child. The scholarship award for a  
723 student is based on a matrix that assigns the student to support  
724 Level III services. If a parent receives an IEP and a matrix of  
725 services from the school district pursuant to subsection (7),  
726 the amount of the payment shall be adjusted as needed, when the  
727 school district completes the matrix.

728 (a) To satisfy or maintain program eligibility, including  
729 eligibility to receive and spend program payments, the parent  
730 must sign an agreement with the organization and annually submit  
731 a notarized, sworn compliance statement to the organization to:

732 1. Affirm that the student is enrolled in a program that  
733 meets regular school attendance requirements as provided in s.  
734 1003.01(13)(b) or (c) ~~s. 1003.01(13)(b) (d)~~.

735 2. Affirm that the program funds are used only for



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736 authorized purposes serving the student's educational needs, as  
737 described in subsection (5).

738 3. Affirm that the parent is responsible for the education  
739 of his or her student by, as applicable:

740 a. Requiring the student to take an assessment in  
741 accordance with paragraph (8) (c);

742 b. Providing an annual evaluation in accordance with s.  
743 1002.41(1) (c); or

744 c. Requiring the child to take any preassessments and  
745 postassessments selected by the provider if the child is 4 years  
746 of age and is enrolled in a program provided by an eligible  
747 Voluntary Prekindergarten Education Program provider. A student  
748 with disabilities for whom a preassessment and postassessment is  
749 not appropriate is exempt from this requirement. A participating  
750 provider shall report a student's scores to the parent.

751 4. Affirm that the student remains in good standing with  
752 the provider or school if those options are selected by the  
753 parent.

754  
755 A parent who fails to comply with this subsection forfeits the  
756 Gardiner Scholarship.

757 Section 13. Subsection (3), paragraph (f) of subsection  
758 (6), and subsection (8) of section 1002.39, Florida Statutes,  
759 are amended to read:

760 1002.39 The John M. McKay Scholarships for Students with  
761 Disabilities Program.—There is established a program that is  
762 separate and distinct from the Opportunity Scholarship Program  
763 and is named the John M. McKay Scholarships for Students with  
764 Disabilities Program.



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765 (3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONS.—A student is  
766 not eligible for a John M. McKay Scholarship:

767 (a) While he or she is enrolled in a school operating for  
768 the purpose of providing educational services to youth in  
769 Department of Juvenile Justice commitment programs;

770 (b) While he or she is receiving a Florida tax credit  
771 scholarship under s. 1002.395;

772 (c) While he or she is receiving an educational scholarship  
773 pursuant to this chapter;

774 (d) While he or she is participating in a home education  
775 program as defined in s. 1002.01(1);

776 ~~(e) While he or she is participating in a private tutoring~~  
777 ~~program pursuant to s. 1002.43;~~

778 (e) ~~(f)~~ While he or she is participating in a virtual  
779 school, correspondence school, or distance learning program that  
780 receives state funding pursuant to the student's participation  
781 unless the participation is limited to no more than two courses  
782 per school year;

783 (f) ~~(g)~~ While he or she is enrolled in the Florida School  
784 for the Deaf and the Blind;

785 (g) ~~(h)~~ While he or she is not having regular and direct  
786 contact with his or her private school teachers at the school's  
787 physical location unless he or she is enrolled in the private  
788 school's transition-to-work program pursuant to subsection (10);

789 or

790 (h) ~~(i)~~ If he or she has been issued a temporary 504  
791 accommodation plan under s. 504 of the Rehabilitation Act of  
792 1973 which is valid for 6 months or less.

793 (6) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department



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794 shall:

795 (f)1. Conduct ~~random~~ site visits to private schools  
796 participating in the John M. McKay Scholarships for Students  
797 with Disabilities Program as authorized under s. 1002.421(7).  
798 The purposes ~~purpose~~ of the site visits are ~~is solely~~ to verify  
799 compliance with the provisions of subsection (7) aimed at  
800 protecting the health, safety, and welfare of students and to  
801 verify the information reported by the schools concerning the  
802 enrollment and attendance of students, the credentials of  
803 teachers, background screening of teachers, and teachers'  
804 fingerprinting results, which information is required by rules  
805 of the State Board of Education, subsection (8), and s.  
806 1002.421. The Department of Education may ~~not~~ make followup more  
807 than three random site visits at any time to any school that has  
808 received a notice of noncompliance or a notice of proposed  
809 action within the previous 2 years pursuant to subsection (7)  
810 each year and may not make more than one random site visit each  
811 year to the same private school.

812 2. Annually, by December 15, report to the Governor, the  
813 President of the Senate, and the Speaker of the House of  
814 Representatives the Department of Education's actions with  
815 respect to implementing accountability in the scholarship  
816 program under this section and s. 1002.421, any substantiated  
817 allegations or violations of law or rule by an eligible private  
818 school under this program concerning the enrollment and  
819 attendance of students, the credentials of teachers, background  
820 screening of teachers, and teachers' fingerprinting results and  
821 the corrective action taken by the Department of Education.

822 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—To be



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823 eligible to participate in the John M. McKay Scholarships for  
824 Students with Disabilities Program, a private school may be  
825 sectarian or nonsectarian and must:

826 (a) Comply with all requirements for private schools  
827 participating in state school choice scholarship programs  
828 pursuant to s. 1002.421.

829 (b) Provide to the department all documentation required  
830 for a student's participation, including the private school's  
831 and student's fee schedules, at least 30 days before any  
832 quarterly scholarship payment is made for the student pursuant  
833 to paragraph (11)(e). A student is not eligible to receive a  
834 quarterly scholarship payment if the private school fails to  
835 meet this deadline.

836 (c) Be academically accountable to the parent for meeting  
837 the educational needs of the student by:

838 1. At a minimum, annually providing to the parent a written  
839 explanation of the student's progress.

840 2. Cooperating with the scholarship student whose parent  
841 chooses to participate in the statewide assessments pursuant to  
842 s. 1008.22.

843 (d) Maintain in this state a physical location where a  
844 scholarship student regularly attends classes.

845 (e) If the private school that participates in a state  
846 scholarship program under this chapter receives more than  
847 \$250,000 in funds from scholarships awarded under chapter 1002  
848 in a state fiscal year, provide an annual report from an  
849 independent certified public accountant who performs the agreed-  
850 upon procedures developed under s. 1002.395(6)(o). Such a  
851 private school must annually submit the required report by



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852 September 15 to the organization that awarded the majority of  
853 the school's scholarship funds. The agreed-upon procedures must  
854 be conducted in accordance with attestation standards  
855 established by the American Institute of Certified Public  
856 Accountants.

857  
858 The failure or refusal ~~inability~~ of a private school to meet the  
859 requirements of this subsection shall constitute a basis for the  
860 ineligibility of the private school to participate in the  
861 scholarship program as determined by the department.

862 Section 14. Subsection (4), paragraph (o) of subsection  
863 (6), subsection (8), and paragraph (n) of subsection (9) of  
864 section 1002.395, Florida Statutes, are amended to read:

865 1002.395 Florida Tax Credit Scholarship Program.—

866 (4) SCHOLARSHIP PROHIBITIONS.—A student is not eligible for  
867 a scholarship while he or she is:

868 (a) Enrolled in a school operating for the purpose of  
869 providing educational services to youth in Department of  
870 Juvenile Justice commitment programs;

871 (b) Receiving a scholarship from another eligible nonprofit  
872 scholarship-funding organization under this section;

873 (c) Receiving an educational scholarship pursuant to  
874 chapter 1002;

875 (d) Participating in a home education program as defined in  
876 s. 1002.01(1);

877 ~~(e) Participating in a private tutoring program pursuant to~~  
878 ~~s. 1002.43;~~

879 (e) ~~(f)~~ Participating in a virtual school, correspondence  
880 school, or distance learning program that receives state funding



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881 pursuant to the student's participation unless the participation  
882 is limited to no more than two courses per school year; or

883 (f)~~(g)~~ Enrolled in the Florida School for the Deaf and the  
884 Blind.

885 (6) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING  
886 ORGANIZATIONS.—An eligible nonprofit scholarship-funding  
887 organization:

888 (o)1.a. Must participate in the joint development of  
889 agreed-upon procedures to be performed by an independent  
890 certified public accountant as required under paragraph (8) (e)  
891 if the scholarship-funding organization provided more than  
892 \$250,000 in scholarship funds to an eligible private school  
893 under this chapter section during the ~~2009–2010~~ state fiscal  
894 year. The agreed-upon procedures must uniformly apply to all  
895 private schools and must determine, at a minimum, whether the  
896 private school has been verified as eligible by the Department  
897 of Education under paragraph (9) (c); has an adequate accounting  
898 system, system of financial controls, and process for deposit  
899 and classification of scholarship funds; and has properly  
900 expended scholarship funds for education-related expenses.  
901 During the development of the procedures, the participating  
902 scholarship-funding organizations shall specify guidelines  
903 governing the materiality of exceptions that may be found during  
904 the accountant's performance of the procedures. The procedures  
905 and guidelines shall be provided to private schools and the  
906 Commissioner of Education by March 15, 2011.

907 b. Must participate in a joint review of the agreed-upon  
908 procedures and guidelines developed under sub-subparagraph a.,  
909 by February 2013 and biennially thereafter, if the scholarship-





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910 funding organization provided more than \$250,000 in scholarship  
911 funds to an eligible private school under this chapter section  
912 during the state fiscal year preceding the biennial review. If  
913 the procedures and guidelines are revised, the revisions must be  
914 provided to private schools and the Commissioner of Education by  
915 March 15, 2013, and biennially thereafter.

916 c. Must monitor the compliance of a private school with  
917 paragraph (8)(e) if the scholarship-funding organization  
918 provided the majority of the scholarship funding to the school.  
919 For each private school subject to paragraph (8)(e), the  
920 appropriate scholarship-funding organization shall notify the  
921 Commissioner of Education by October 30, 2011, and annually  
922 thereafter of:

923 (I) A private school's failure to submit a report required  
924 under paragraph (8)(e); or

925 (II) Any material exceptions set forth in the report  
926 required under paragraph (8)(e).

927 2. Must seek input from the accrediting associations that  
928 are members of the Florida Association of Academic Nonpublic  
929 Schools when jointly developing the agreed-upon procedures and  
930 guidelines under sub-subparagraph 1.a. and conducting a review  
931 of those procedures and guidelines under sub-subparagraph 1.b.

932  
933 Information and documentation provided to the Department of  
934 Education and the Auditor General relating to the identity of a  
935 taxpayer that provides an eligible contribution under this  
936 section shall remain confidential at all times in accordance  
937 with s. 213.053.

938 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible



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939 private school may be sectarian or nonsectarian and must:

940 (a) Comply with all requirements for private schools  
941 participating in state school choice scholarship programs  
942 pursuant to s. 1002.421.

943 (b) Provide to the eligible nonprofit scholarship-funding  
944 organization, upon request, all documentation required for the  
945 student's participation, including the private school's and  
946 student's fee schedules.

947 (c) Be academically accountable to the parent for meeting  
948 the educational needs of the student by:

949 1. At a minimum, annually providing to the parent a written  
950 explanation of the student's progress.

951 2. Annually administering or making provision for students  
952 participating in the scholarship program in grades 3 through 10  
953 to take one of the nationally norm-referenced tests identified  
954 by the Department of Education or the statewide assessments  
955 pursuant to s. 1008.22. Students with disabilities for whom  
956 standardized testing is not appropriate are exempt from this  
957 requirement. A participating private school must report a  
958 student's scores to the parent. A participating private school  
959 must annually report by August 15 the scores of all  
960 participating students to the Learning System Institute  
961 described in paragraph (9)(j).

962 3. Cooperating with the scholarship student whose parent  
963 chooses to have the student participate in the statewide  
964 assessments pursuant to s. 1008.22 or, if a private school  
965 chooses to offer the statewide assessments, administering the  
966 assessments at the school.

967 a. A participating private school may choose to offer and



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968 administer the statewide assessments to all students who attend  
969 the private school in grades 3 through 10.

970 b. A participating private school must submit a request in  
971 writing to the Department of Education by March 1 of each year  
972 in order to administer the statewide assessments in the  
973 subsequent school year.

974 (d) Employ or contract with teachers who have regular and  
975 direct contact with each student receiving a scholarship under  
976 this section at the school's physical location.

977 (e) Provide a report from an independent certified public  
978 accountant who performs the agreed-upon procedures developed  
979 under paragraph (6) (o) if the private school receives more than  
980 \$250,000 in funds from scholarships awarded under this chapter  
981 ~~section~~ in a state fiscal year. A private school subject to this  
982 paragraph must annually submit the report by September 15 to the  
983 scholarship-funding organization that awarded the majority of  
984 the school's scholarship funds. The agreed-upon procedures must  
985 be conducted in accordance with attestation standards  
986 established by the American Institute of Certified Public  
987 Accountants.

988  
989 If a private school fails or refuses ~~is unable~~ to meet the  
990 requirements of this subsection or has consecutive years of  
991 material exceptions listed in the report required under  
992 paragraph (e), the commissioner may determine that the private  
993 school is ineligible to participate in the scholarship program  
994 as determined by the Department of Education.

995 (9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The Department of  
996 Education shall:



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997 (n)1. Conduct site visits to private schools participating  
998 in the Florida Tax Credit Scholarship Program as authorized  
999 under s. 1002.421(7). The purposes ~~purpose~~ of the site visits  
1000 are is solely to verify compliance with the provisions of  
1001 subsection (11) aimed at protecting the health, safety, and  
1002 welfare of students and to verify the information reported by  
1003 the schools concerning the enrollment and attendance of  
1004 students, the credentials of teachers, background screening of  
1005 teachers, and teachers' fingerprinting results. ~~The Department~~  
1006 ~~of Education may not make more than seven site visits each year,~~  
1007 ~~however,~~ The department may make followup ~~additional~~ site visits  
1008 at any time to any school that, pursuant to subsection (11), has  
1009 received a notice of noncompliance or a notice of proposed  
1010 action within the previous 2 years.

1011 2. Annually, by December 15, report to the Governor, the  
1012 President of the Senate, and the Speaker of the House of  
1013 Representatives the Department of Education's actions with  
1014 respect to implementing accountability in the scholarship  
1015 program under this section and s. 1002.421, any substantiated  
1016 allegations or violations of law or rule by an eligible private  
1017 school under this program concerning the enrollment and  
1018 attendance of students, the credentials of teachers, background  
1019 screening of teachers, and teachers' fingerprinting results and  
1020 the corrective action taken by the Department of Education.

1021 Section 15. Section 1002.40, Florida Statutes, is created  
1022 to read:

1023 1002.40 The Hope Scholarship Program.—

1024 (1) PURPOSE.—The Hope Scholarship Program is established to  
1025 provide the parent of a public school student who was the victim



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1026 of a substantiated incident of violence or abuse, as listed in  
1027 subsection (3), an opportunity to transfer the student to  
1028 another public school that has capacity or to request and  
1029 receive a scholarship for the student to enroll in and attend an  
1030 eligible private school.

1031 (2) DEFINITIONS.—As used in this section, the term:

1032 (a) "Department" means the Department of Education.

1033 (b) "Eligible contribution" or "contribution" means a  
1034 monetary contribution from a person required to pay sales and  
1035 use tax on the purchase or acquisition of a motor vehicle,  
1036 subject to the restrictions provided in this section, to an  
1037 eligible nonprofit scholarship-funding organization. The  
1038 taxpayer making the contribution may not designate a specific  
1039 student as the beneficiary of the contribution.

1040 (c) "Eligible nonprofit scholarship-funding organization"  
1041 or "organization" has the same meaning as provided in s.  
1042 1002.395(2)(f), as determined by the department.

1043 (d) "Eligible private school" has the same meaning as  
1044 provided in s. 1002.395(2)(g), as determined by the department.

1045 (e) "Motor vehicle" has the same meaning as provided in s.  
1046 320.01(1)(a), but does not include heavy trucks, truck tractors,  
1047 trailers, and motorcycles.

1048 (f) "Parent" means a resident of this state who is a  
1049 parent, as defined in s. 1000.21, and whose public school  
1050 student was the victim of a reported incident, as listed in  
1051 subsection (3).

1052 (g) "Principal" means the principal or his or her designee.

1053 (h) "Program" means the Hope Scholarship Program.

1054 (i) "School" includes any educational program or activity



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1055 conducted by a public K-12 educational institution, any school-  
1056 related or school-sponsored program or activity, and riding on a  
1057 school bus, as defined in s. 1006.25(1), including waiting at a  
1058 school bus stop.

1059 (j) "Unweighted FTE funding amount" means the statewide  
1060 average total funds per unweighted full-time equivalent funding  
1061 amount that is incorporated by reference in the General  
1062 Appropriations Act for the applicable state fiscal year.

1063 (3) PROGRAM ELIGIBILITY.—Beginning with the 2018-2019  
1064 school year, contingent upon available funds, and on a first-  
1065 come, first-served basis, a student enrolled full time in a  
1066 Florida public school in kindergarten through grade 12 is  
1067 eligible for a scholarship under this program if all of the  
1068 following conditions are met:

1069 (a) The student is the victim of a substantiated incident  
1070 of battery; harassment; hazing; bullying; kidnapping; physical  
1071 attack; robbery; sexual offenses, harassment, assault, or  
1072 battery; threat or intimidation; or fighting at school.

1073 (b) The incident is formally reported by the victim or the  
1074 victim's parent to the principal.

1075 (c) Through an investigation, the principal finds that the  
1076 incident is substantiated.

1077 (d) The principal's investigation remains open or the  
1078 district's resolution of issues related to the incident remain  
1079 unresolved after timely notification, deliberative evaluation,  
1080 and 30 days of responsible and appropriate action taken in  
1081 accordance with paragraph (5) (a).

1082 (4) PROGRAM PROHIBITIONS.—Payment of a scholarship may not  
1083 be made if a student is:



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1084 (a) Enrolled in a public school, including, but not limited  
1085 to, the Florida School for the Deaf and the Blind; the College-  
1086 Preparatory Boarding Academy; the Florida Virtual School; a  
1087 developmental research school authorized under s. 1002.32; or a  
1088 charter school authorized under s. 1002.33, s. 1002.331, s.  
1089 1002.332, or s. 1002.333;

1090 (b) Enrolled in a school operating for the purpose of  
1091 providing educational services to youth in the Department of  
1092 Juvenile Justice commitment programs;

1093 (c) Participating in a virtual school, correspondence  
1094 school, or distance learning program that receives state funding  
1095 pursuant to the student's participation unless the participation  
1096 is limited to no more than two courses per school year;

1097 (d) Receiving any other educational scholarship pursuant to  
1098 this chapter; or

1099 (e) Participating in a home education program, as defined  
1100 in s. 1002.01.

1101 (5) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.—

1102 (a)1. Within 24 hours after receipt of a formal report of  
1103 an incident listed in subsection (3)(a), the principal shall  
1104 provide a copy of the report to the victim's parent and the  
1105 alleged offender's parent. The report must include a statement  
1106 of the expected investigative actions and the timeline for  
1107 reporting the outcome of the investigation. Within 24 hours  
1108 after receipt of the formal report, the principal must also  
1109 provide the superintendent with a copy of the report and  
1110 verification that the parents of the victim and the alleged  
1111 offender have been provided a copy of the incident report and  
1112 other required information.



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1113           2. In accordance with s. 1006.09, the principal must  
1114 investigate the incident to determine if the incident is  
1115 substantiated or unsubstantiated, and if the incident must be  
1116 reported. The principal may, at his or her discretion, determine  
1117 the extent to which each student was engaged in instigating,  
1118 initiating, or reacting to a physical altercation, and may  
1119 consider such information when evaluating and determining  
1120 appropriate disciplinary actions and investigation outcomes.

1121           3. During the investigation period, the principal and the  
1122 superintendent shall take all necessary actions to continue the  
1123 educational services of students involved in the reported  
1124 incident while taking every reasonable precaution to keep the  
1125 alleged offender separated from the victim or any sibling of the  
1126 victim while on school grounds or on school transportation,  
1127 pursuant to ss. 1006.09, 1006.13, and 1006.147, as appropriate.

1128           4. Upon the principal's determination that an alleged  
1129 incident is unsubstantiated or the resolution of issues related  
1130 to a substantiated incident or within 15 days after the incident  
1131 was reported, whichever occurs first, the principal must report  
1132 to the victim's parent and the alleged offender's parent the  
1133 findings, outcome, or status of the investigation. The principal  
1134 shall continue to provide such reports to the parents at least  
1135 every 15 days until the investigation concludes and issues  
1136 associated with the incident are resolved.

1137           5. If the principal's investigation into the incident  
1138 remains open more than 30 days after the date a substantiated  
1139 incident was reported or issues associated with the incident  
1140 remain unresolved, the school district, in accordance with the  
1141 school district's code of student conduct, shall:





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1142 a. Notify the victim's parent of the availability of the  
1143 program and offer that parent an opportunity to enroll his or  
1144 her student in another public school or to request and receive a  
1145 scholarship to attend an eligible private school, subject to  
1146 available funding; and

1147 b. Provide the victim's parent with a written notification  
1148 of the result of the principal's investigation of the alleged  
1149 incident. The parent must provide such notification to the  
1150 scholarship-funding organization that verifies the student's  
1151 eligibility.

1152 6. To facilitate timely, appropriate, and fiscally  
1153 accountable scholarship payments, school districts must report  
1154 and verify student enrollment information during and outside of  
1155 regular FTE student enrollment survey periods, as requested by  
1156 the department pursuant to paragraph (7) (d).

1157 (b)1. A parent who, pursuant to s. 1002.31, chooses to  
1158 enroll his or her student in a Florida public school located  
1159 outside the district in which the student resides shall be  
1160 eligible for a scholarship under paragraph (11) (b) to transport  
1161 the student.

1162 2. For each student participating in the program in a  
1163 private school who chooses to participate in the statewide  
1164 assessments under s. 1008.22 or the Florida Alternate  
1165 Assessment, the school district in which the student resides  
1166 must notify the student and his or her parent about the  
1167 locations and times to take all statewide assessments.

1168 (6) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible  
1169 private school may be sectarian or nonsectarian and shall:

1170 (a) Meet the definition of a private school in s. 1002.01



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1171 and comply with all requirements for private schools  
1172 participating in state school choice scholarship programs  
1173 pursuant to this section and s. 1002.421.

1174 (b) Provide to the organization and the department, upon  
1175 request, all documentation required for the student's  
1176 participation, including, but not limited to, the private  
1177 school's and the student's fee schedules.

1178 (c) Be academically accountable to the parent for meeting  
1179 the educational needs of the student by:

1180 1. At a minimum, annually providing to the parent a written  
1181 explanation of the student's progress.

1182 2. Annually administering or making provision for students  
1183 participating in the program in grades 3 through 10 to take one  
1184 of the nationally norm-referenced tests identified by the  
1185 department or the statewide assessments pursuant to s. 1008.22.  
1186 Students with disabilities for whom standardized testing is not  
1187 appropriate are exempt from this requirement. A participating  
1188 private school shall report a student's scores to his or her  
1189 parent.

1190 3. Cooperating with the student whose parent chooses to  
1191 have the student participate in the statewide assessments  
1192 pursuant to s. 1008.22 or, if a private school chooses to offer  
1193 the statewide assessments, administering the assessments at the  
1194 school.

1195 a. A participating private school may choose to offer and  
1196 administer the statewide assessments to all students who attend  
1197 the private school in grades 3 through 10.

1198 b. A participating private school shall submit a request in  
1199 writing to the department by March 1 of each year in order to



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1200 administer the statewide assessments in the subsequent school  
1201 year.

1202 (d) Employ or contract with teachers who have regular and  
1203 direct contact with each student receiving a scholarship under  
1204 this section at the school's physical location.

1205 (e) Maintain in this state a physical location where a  
1206 scholarship student regularly attends classes.

1207 (f) Provide a report from an independent certified public  
1208 accountant who performs the agreed-upon procedures developed  
1209 under s. 1002.395(6) (o) if the private school receives more than  
1210 \$250,000 in funds from scholarships awarded under this section  
1211 in a state fiscal year. A private school subject to this  
1212 paragraph must annually submit the report by September 15 to the  
1213 organization that awarded the majority of the school's  
1214 scholarship funds. The agreed-upon procedures must be conducted  
1215 in accordance with attestation standards established by the  
1216 American Institute of Certified Public Accountants.

1217

1218 The failure of a private school to meet the requirements of this  
1219 subsection constitutes a basis for the ineligibility of the  
1220 private school to participate in the program, as determined by  
1221 the department.

1222 (7) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department  
1223 shall:

1224 (a) Establish a toll-free hotline that provides parents and  
1225 private schools with information on participation in the  
1226 program.

1227 (b) Annually verify the eligibility of private schools that  
1228 meet the requirements of subsection (6).



1229 (c) Require an annual notarized and sworn compliance  
1230 statement by participating private schools certifying compliance  
1231 with state laws and retain such records.

1232 (d) Cross-check the list of participating students with the  
1233 public school enrollment lists and participation lists in other  
1234 scholarship programs established under this chapter before each  
1235 scholarship payment to avoid duplication.

1236 (e) Maintain a list of nationally norm-referenced tests  
1237 identified for purposes of satisfying the testing requirement in  
1238 paragraph (9) (f). The tests must meet industry standards of  
1239 quality in accordance with State Board of Education rule.

1240 (f) Require quarterly reports by an eligible nonprofit  
1241 scholarship-funding organization regarding the number of  
1242 students participating in the scholarship program, the private  
1243 schools in which the students are enrolled, and other  
1244 information deemed necessary by the department.

1245 (g) Contract with an independent entity to provide an  
1246 annual evaluation of the program by:

1247 1. Reviewing the school climate and code of student conduct  
1248 of each public school that reported the occurrence of a monthly  
1249 average of 10 or more substantiated incidents to determine areas  
1250 in the school or school district procedures involving reporting,  
1251 investigating, and communicating a parent's and student's rights  
1252 which are in need of improvement. At a minimum, the review must  
1253 include:

1254 a. An assessment of the investigation time and quality of  
1255 the response of the school and the school district;

1256 b. An assessment of the effectiveness of communication  
1257 procedures with the students involved in an incident, the



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1258 students' parents, and the school and school district personnel;  
1259 c. An analysis of school incident and discipline data; and  
1260 d. The challenges and obstacles relating to implementing  
1261 recommendations from this review.  
1262 2. Reviewing the school climate and code of student conduct  
1263 of each public school a student transferred to if the student  
1264 was from a school identified in subparagraph 1. in order to  
1265 identify best practices and make recommendations to a public  
1266 school at which the incidents occurred.  
1267 3. Reviewing the performance of participating students  
1268 enrolled in a private school in which the majority of the  
1269 school's total enrolled students in the prior school year  
1270 participated in one or more scholarship programs, as defined in  
1271 s. 1002.01, in which there are at least 10 participating  
1272 students who have scores for tests administered; and reviewing  
1273 the school climate and code of student conduct of the private  
1274 school if one or more scholarship participants were involved in  
1275 a reported incident at the school during the prior school year.  
1276 4. Surveying the parents of participating students to  
1277 determine academic, safety, and school climate satisfaction and  
1278 to identify any challenges or obstacles in addressing the  
1279 incident or relating to the use of the scholarship.  
1280 (h) Upon the request of a participating private school,  
1281 provide at no cost to the school the statewide assessments  
1282 administered under s. 1008.22 and any related materials for  
1283 administering the assessments. Students at a private school may  
1284 be assessed using the statewide assessments if the addition of  
1285 those students and the school does not cause the state to exceed  
1286 its contractual caps for the number of students tested and the



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1287 number of testing sites. The state shall provide the same  
1288 materials and support to a private school that it provides to a  
1289 public school. A private school that chooses to administer  
1290 statewide assessments under s. 1008.22 shall follow the  
1291 requirements set forth in ss. 1008.22 and 1008.24, rules adopted  
1292 by the State Board of Education to implement those sections, and  
1293 district-level testing policies established by the district  
1294 school board.

1295 (i) Establish a process by which individuals may notify the  
1296 department of any violation by a parent, private school, or  
1297 school district of state laws relating to program participation.  
1298 The department shall conduct an inquiry or make a referral to  
1299 the appropriate agency for an investigation of any written  
1300 complaint of a violation of this section if the complaint is  
1301 signed by the complainant and is legally sufficient. A complaint  
1302 is legally sufficient if such complaint contains ultimate facts  
1303 that show that a violation of this section or any rule adopted  
1304 by the State Board of Education pursuant to this section has  
1305 occurred. In order to determine legal sufficiency, the  
1306 department may require supporting information or documentation  
1307 from the complainant. A department inquiry is not subject to the  
1308 requirements of chapter 120.

1309 (j)1. Conduct site visits to participating private schools.  
1310 The purpose of the site visits is solely to verify the  
1311 information reported by the schools concerning the enrollment  
1312 and attendance of students, the credentials of teachers,  
1313 background screening of teachers, teachers' fingerprinting  
1314 results, and other conditions required pursuant to s. 1002.421  
1315 and this section. The department may not make more than seven



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1316 site visits each year; however, the department may make  
1317 additional site visits at any time to a school that is the  
1318 subject of a violation complaint submitted pursuant to paragraph  
1319 (i), is identified by an organization for a known or suspected  
1320 violation, or has received a notice of noncompliance or a notice  
1321 of proposed action within the current year or the previous 2  
1322 years.

1323 2. Annually, by December 15, report to the Governor, the  
1324 President of the Senate, and the Speaker of the House of  
1325 Representatives the department's actions with respect to  
1326 implementing accountability in the program under this section  
1327 and s. 1002.421, any substantiated allegations or violations of  
1328 law or rule by an eligible private school under this program,  
1329 and the corrective action taken by the department.

1330 (8) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

1331 (a) The Commissioner of Education:

1332 1. Shall deny, suspend, or revoke a private school's  
1333 participation in the program if it is determined that the  
1334 private school has failed to comply with the provisions of this  
1335 section. However, if the noncompliance is correctable within a  
1336 reasonable amount of time and if the health, safety, or welfare  
1337 of the students is not threatened, the commissioner may issue a  
1338 notice of noncompliance which provides the private school with a  
1339 timeframe within which to provide evidence of compliance before  
1340 taking action to suspend or revoke the private school's  
1341 participation in the program.

1342 2. May deny, suspend, or revoke a private school's  
1343 participation in the program if the commissioner determines that  
1344 an owner or operator of the private school is operating or has



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1345 operated an educational institution in this state or in another  
1346 state or jurisdiction in a manner contrary to the health,  
1347 safety, or welfare of the public.

1348 a. In making such a determination, the commissioner may  
1349 consider factors that include, but are not limited to, acts or  
1350 omissions by an owner or operator which led to a previous denial  
1351 or revocation of participation in an education scholarship  
1352 program; an owner's or operator's failure to reimburse the  
1353 department for scholarship funds improperly received or retained  
1354 by a school; imposition of a prior criminal sanction related to  
1355 an owner's or operator's management or operation of an  
1356 educational institution; imposition of a civil fine or  
1357 administrative fine, license revocation or suspension, or  
1358 program eligibility suspension, termination, or revocation  
1359 related to an owner's or operator's management or operation of  
1360 an educational institution; or other types of criminal  
1361 proceedings in which an owner or operator was found guilty of,  
1362 regardless of adjudication, or entered a plea of nolo contendere  
1363 or guilty to, any offense involving fraud, deceit, dishonesty,  
1364 or moral turpitude.

1365 b. For purposes of this subparagraph, the term "owner or  
1366 operator" includes an owner, operator, superintendent, or  
1367 principal of, or a person who has equivalent decisionmaking  
1368 authority over, a private school participating in the  
1369 scholarship program.

1370 (b) The commissioner's determination is subject to the  
1371 following:

1372 1. If the commissioner intends to deny, suspend, or revoke  
1373 a private school's participation in the program, the department





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1374 shall notify the private school of such proposed action in  
1375 writing by certified mail and regular mail to the private  
1376 school's address of record with the department. The notification  
1377 shall include the reasons for the proposed action and notice of  
1378 the timelines and procedures set forth in this paragraph.

1379 2. The private school that is adversely affected by the  
1380 proposed action shall have 15 days after receipt of the notice  
1381 of proposed action to file with the department's agency clerk a  
1382 request for a proceeding pursuant to ss. 120.569 and 120.57. If  
1383 the private school is entitled to a hearing under s. 120.57(1),  
1384 the department shall refer the request to the Division of  
1385 Administrative Hearings.

1386 3. Upon receipt of a request referred pursuant to this  
1387 paragraph, the director of the Division of Administrative  
1388 Hearings shall expedite the hearing and assign an administrative  
1389 law judge who shall commence a hearing within 30 days after the  
1390 receipt of the formal written request by the division and enter  
1391 a recommended order within 30 days after the hearing or within  
1392 30 days after receipt of the hearing transcript, whichever is  
1393 later. Each party shall be allowed 10 days in which to submit  
1394 written exceptions to the recommended order. A final order shall  
1395 be entered by the agency within 30 days after the entry of a  
1396 recommended order. The provisions of this subparagraph may be  
1397 waived upon stipulation by all parties.

1398 (c) The commissioner may immediately suspend payment of  
1399 scholarship funds if it is determined that there is probable  
1400 cause to believe that there is:

1401 1. An imminent threat to the health, safety, or welfare of  
1402 the students; or



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1403 2. Fraudulent activity on the part of the private school.  
1404 Notwithstanding s. 1002.22, in incidents of alleged fraudulent  
1405 activity pursuant to this section, the department's Office of  
1406 Inspector General is authorized to release personally  
1407 identifiable records or reports of students to the following  
1408 persons or organizations:

1409 a. A court of competent jurisdiction in compliance with an  
1410 order of that court or the attorney of record in accordance with  
1411 a lawfully issued subpoena, consistent with the Family  
1412 Educational Rights and Privacy Act, 20 U.S.C. s. 1232g.

1413 b. A person or entity authorized by a court of competent  
1414 jurisdiction in compliance with an order of that court or the  
1415 attorney of record pursuant to a lawfully issued subpoena,  
1416 consistent with the Family Educational Rights and Privacy Act,  
1417 20 U.S.C. s. 1232g.

1418 c. Any person, entity, or authority issuing a subpoena for  
1419 law enforcement purposes when the court or other issuing agency  
1420 has ordered that the existence or the contents of the subpoena  
1421 or the information furnished in response to the subpoena not be  
1422 disclosed, consistent with the Family Educational Rights and  
1423 Privacy Act, 20 U.S.C. s. 1232g, and 34 C.F.R. s. 99.31.

1424  
1425 The commissioner's suspension of payment pursuant to this  
1426 paragraph may be appealed pursuant to the same procedures and  
1427 timelines as the notice of proposed action set forth in  
1428 paragraph (b).

1429 (9) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM  
1430 PARTICIPATION.—A parent who applies for a Hope Scholarship is  
1431 exercising his or her parental option to place his or her



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1432 student in an eligible private school.

1433 (a) The parent must select an eligible private school and  
1434 apply for the admission of his or her student.

1435 (b) The parent must inform the student's school district  
1436 when the parent withdraws his or her student to attend an  
1437 eligible private school.

1438 (c) Any student participating in the program must comply  
1439 with the regular attendance requirements of s. 1003.01(13) and  
1440 remain in attendance throughout the school year unless excused  
1441 by the school for illness or other good cause.

1442 (d) Each parent and each student has an obligation to the  
1443 private school to comply with the private school's published  
1444 policies.

1445 (e) Upon reasonable notice to the department and the school  
1446 district, the parent may remove the student from the private  
1447 school and place the student in a public school in accordance  
1448 with this section.

1449 (f) The parent must ensure that the student participating  
1450 in the program takes the norm-referenced assessment offered by  
1451 the private school. The parent may also choose to have the  
1452 student participate in the statewide assessments pursuant to s.  
1453 1008.22. If the parent requests that the student participating  
1454 in the program take the statewide assessments pursuant to s.  
1455 1008.22 and the private school has not chosen to offer and  
1456 administer the statewide assessments, the parent is responsible  
1457 for transporting the student to the assessment site designated  
1458 by the school district.

1459 (g) Upon receipt of a scholarship warrant, the parent to  
1460 whom the warrant is made must restrictively endorse the warrant



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1461 to the private school for deposit into the account of the  
1462 private school. The parent may not designate any entity or  
1463 individual associated with the participating private school as  
1464 the parent's attorney in fact to endorse a scholarship warrant.  
1465 A parent who fails to comply with this paragraph forfeits the  
1466 scholarship.

1467 (10) OBLIGATIONS OF NONPROFIT SCHOLARSHIP-FUNDING  
1468 ORGANIZATIONS.—An organization may establish scholarships for  
1469 eligible students by:

1470 (a) Receiving applications and determining student  
1471 eligibility in accordance with the requirements of this section.

1472 (b) Notifying parents of their receipt of a scholarship on  
1473 a first-come, first-served basis, based upon available funds.

1474 (c) Preparing and submitting quarterly and annual reports  
1475 to the department pursuant to paragraphs (7) (f) and (g). In  
1476 addition, an eligible nonprofit scholarship-funding organization  
1477 must submit in a timely manner any information requested by the  
1478 department relating to the scholarship program.

1479 (d) Notifying the department of any known or suspected  
1480 violation of this section by a private school, parent, or  
1481 student.

1482 (11) FUNDING AND PAYMENT.—

1483 (a) The maximum amount awarded to a student enrolled in an  
1484 eligible private school shall be determined as a percentage of  
1485 the unweighted FTE funding amount for that state fiscal year and  
1486 thereafter as follows:

1487 1. Eighty-eight percent for a student enrolled in  
1488 kindergarten through grade 5.

1489 2. Ninety-two percent for a student enrolled in grade 6



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1490 through grade 8.

1491 3. Ninety-six percent for a student enrolled in grade 9  
1492 through grade 12.

1493 (b) The maximum amount awarded to a student enrolled in a  
1494 Florida public school located outside of the district in which  
1495 the student resides shall be \$750.

1496 (c) When a student enters the program, the organization  
1497 must receive all documentation required for the student's  
1498 participation, including a copy of the report of the  
1499 substantiated incident received pursuant to subsection (5) and  
1500 the private school's and the student's fee schedules. The  
1501 initial payment shall be made after verification of admission  
1502 acceptance, and subsequent payments shall be made upon  
1503 verification of continued enrollment and attendance at the  
1504 private school.

1505 (d) Payment of the scholarship by the eligible nonprofit  
1506 scholarship-funding organization may be by individual warrant  
1507 made payable to the student's parent or by funds transfer made  
1508 by debit cards, electronic payment cards, or other means of  
1509 payment which the department deems to be commercially viable or  
1510 cost-effective. If payment is made by warrant, the warrant must  
1511 be delivered by the eligible nonprofit scholarship-funding  
1512 organization to the private school of the parent's choice, and  
1513 the parent shall restrictively endorse the warrant to the  
1514 private school. If payment is made by funds transfer, the parent  
1515 must approve each payment before the scholarship funds may be  
1516 deposited. The parent may not designate any entity or individual  
1517 associated with the participating private school as the parent's  
1518 attorney in fact to endorse a scholarship warrant or approve a



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1519 funds transfer.

1520 (e) An eligible nonprofit scholarship-funding organization  
1521 shall obtain verification from the private school of a student's  
1522 continued attendance at the school for each period covered by a  
1523 scholarship payment.

1524 (f) Payment of the scholarship shall be made by the  
1525 eligible nonprofit scholarship-funding organization no less  
1526 frequently than on a quarterly basis.

1527 (g) An organization may use up to 3 percent of eligible  
1528 contributions received during the state fiscal year in which  
1529 such contributions are collected for administrative expenses if  
1530 the organization has operated as an eligible nonprofit  
1531 scholarship-funding organization for at least the preceding 3  
1532 fiscal years and did not have any findings of material weakness  
1533 or material noncompliance in its most recent audit under s.  
1534 1002.395(6)(m). Such administrative expenses must be reasonable  
1535 and necessary for the organization's management and distribution  
1536 of eligible contributions under this section. Funds authorized  
1537 under this paragraph may not be used for lobbying or political  
1538 activity or expenses related to lobbying or political activity.  
1539 Up to one-third of the funds authorized for administrative  
1540 expenses under this paragraph may be used for expenses related  
1541 to the recruitment of contributions from taxpayers. An eligible  
1542 nonprofit scholarship-funding organization may not charge an  
1543 application fee.

1544 (h) Moneys received pursuant to this section do not  
1545 constitute taxable income to the qualified student or his or her  
1546 parent.

1547 (12) OBLIGATIONS OF THE AUDITOR GENERAL.—



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1548           (a) The Auditor General shall conduct an annual operational  
1549 audit of accounts and records of each organization that  
1550 participates in the program. As part of this audit, the Auditor  
1551 General shall verify, at a minimum, the total number of students  
1552 served and transmit that information to the department. The  
1553 Auditor General shall provide the commissioner with a copy of  
1554 each annual operational audit performed pursuant to this  
1555 subsection within 10 days after the audit is finalized.

1556           (b) The Auditor General shall notify the department of any  
1557 organization that fails to comply with a request for  
1558 information.

1559           (13) SCHOLARSHIP FUNDING TAX CREDITS.—

1560           (a) A tax credit is available under s. 212.1832 for use by  
1561 a taxpayer that makes an eligible contribution to the program.  
1562 Each eligible contribution is limited to a single payment of \$20  
1563 at the time of purchase of a motor vehicle or a single payment  
1564 of \$20 at the time of registration of a motor vehicle that was  
1565 not purchased from a dealer. An eligible contribution shall be  
1566 accompanied by an election to contribute to the program and  
1567 shall be made by the purchaser at the time of purchase or at the  
1568 time of registration on a form provided by the Department of  
1569 Revenue. Payments of contributions shall be made to a dealer, as  
1570 defined in chapter 212, at the time of purchase of a motor  
1571 vehicle or to an agent of the Department of Revenue, as  
1572 designated by s. 212.06(10), at the time of registration of a  
1573 motor vehicle that was not purchased from a dealer.

1574           (b) A tax collector or any person or firm authorized to  
1575 sell or issue a motor vehicle license who is designated as an  
1576 agent of the Department of Revenue pursuant to s. 212.06(10) or



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1577 who is a dealer shall:

1578 1. Provide the purchaser the contribution election form, as  
1579 prescribed by the Department of Revenue, at the time of purchase  
1580 of a motor vehicle or at the time of registration of a motor  
1581 vehicle that was not purchased from a dealer.

1582 2. Collect eligible contributions.

1583 3. Using a form provided by the Department of Revenue,  
1584 which shall include the dealer's or agent's federal employer  
1585 identification number, remit to an organization on or before the  
1586 20th day of each month the total amount of contributions made to  
1587 that organization and collected during the preceding calendar  
1588 month.

1589 4. Report on each return filed with the Department of  
1590 Revenue the total amount of credits allowed under s. 212.1832  
1591 during the preceding calendar month.

1592 (c) An organization shall report to the Department of  
1593 Revenue, on or before the 20th day of each month, the total  
1594 amount of contributions received pursuant to paragraph (b) in  
1595 the preceding calendar month on a form provided by the  
1596 Department of Revenue. Such report shall include the federal  
1597 employer identification number of each tax collector, authorized  
1598 agent of the Department of Revenue, or dealer who remitted  
1599 contributions to the organization during that reporting period.

1600 (d) A person who, with intent to unlawfully deprive or  
1601 defraud the program of its moneys or the use or benefit thereof,  
1602 fails to remit a contribution collected under this section is  
1603 guilty of theft of charitable funds, punishable as follows:

1604 1. If the total amount stolen is less than \$300, the  
1605 offense is a misdemeanor of the second degree, punishable as





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1606 provided in s. 775.082 or s. 775.083. Upon a second conviction,  
1607 the offender is guilty of a misdemeanor of the first degree,  
1608 punishable as provided in s. 775.082 or s. 775.083. Upon a third  
1609 or subsequent conviction, the offender is guilty of a felony of  
1610 the third degree, punishable as provided in s. 775.082, s.  
1611 775.083, or s. 775.084.

1612 2. If the total amount stolen is \$300 or more, but less  
1613 than \$20,000, the offense is a felony of the third degree,  
1614 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

1615 3. If the total amount stolen is \$20,000 or more, but less  
1616 than \$100,000, the offense is a felony of the second degree,  
1617 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

1618 4. If the total amount stolen is \$100,000 or more, the  
1619 offense is a felony of the first degree, punishable as provided  
1620 in s. 775.082, s. 775.083, or s. 775.084.

1621 (e) A person convicted of an offense under paragraph (d)  
1622 shall be ordered by the sentencing judge to make restitution to  
1623 the organization in the amount that was stolen from the program.

1624 (14) LIABILITY.—The state is not liable for the award or  
1625 any use of awarded funds under this section.

1626 (15) SCOPE OF AUTHORITY.—This section does not expand the  
1627 regulatory authority of this state, its officers, or any school  
1628 district to impose additional regulation on participating  
1629 private schools beyond those reasonably necessary to enforce  
1630 requirements expressly set forth in this section.

1631 (16) RULES.—The State Board of Education shall adopt rules  
1632 to administer this section.

1633 Section 16. Present subsection (7) of section 1002.421,  
1634 Florida Statutes, is amended and redesignated as subsection



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1635 (11), a new subsection (7) and subsections (8), (9), and (10)  
1636 are added to that section, and subsection (1), paragraphs (h)  
1637 and (i) of subsection (2), and subsections (4) and (5) of that  
1638 section are amended, to read:

1639 1002.421 Accountability of private schools participating in  
1640 state school choice scholarship programs.—

1641 (1) (a) A Florida private school participating in the  
1642 Florida Tax Credit Scholarship Program established pursuant to  
1643 s. 1002.395 or an educational scholarship program established  
1644 pursuant to this chapter must comply with all requirements of  
1645 this section in addition to private school requirements outlined  
1646 in s. 1002.42, specific requirements identified within  
1647 respective scholarship program laws, and other provisions of  
1648 Florida law that apply to private schools.

1649 (b) For purposes of this section, the term "owner or  
1650 operator" includes an owner, operator, superintendent, or  
1651 principal of an eligible private school or a person with  
1652 equivalent decisionmaking authority over an eligible private  
1653 school.

1654 (2) A private school participating in a scholarship program  
1655 must be a Florida private school as defined in s. 1002.01(2),  
1656 must be registered in accordance with s. 1002.42, and must:

1657 (h) Employ or contract with teachers who:

1658 1. Unless otherwise specified under this paragraph, hold  
1659 baccalaureate or higher degrees, have at least 3 years of  
1660 teaching experience in public or private schools, or have  
1661 objectively identified special skills, knowledge, or expertise  
1662 that qualifies them to provide instruction in subjects taught.

1663 2. Hold baccalaureate or higher degrees from a regionally



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1664 or nationally accredited college or university in the United  
1665 States or from a recognized college or university in another  
1666 country. This subparagraph applies to full-time teachers hired  
1667 after July 1, 2018, who are teaching students in grade 2 or  
1668 above.

1669  
1670 The private school must report to the department, in a format  
1671 developed by the department, the qualifications of each teacher  
1672 hired by the school, including, but not limited to, an  
1673 explanation of the objectively identified special skills or  
1674 expertise of such teachers, as applicable. Additionally, the  
1675 private school must provide to the parent of each scholarship  
1676 student, on the school's website or on a written form provided  
1677 by the school, the qualifications of each classroom teacher.

1678 (i) Require each employee and contracted personnel with  
1679 direct student contact, upon employment or engagement to provide  
1680 services, to undergo a state and national background screening,  
1681 pursuant to s. 943.0542, by electronically filing with the  
1682 Department of Law Enforcement a complete set of fingerprints  
1683 taken by an authorized law enforcement agency or an employee of  
1684 the private school, a school district, or a private company who  
1685 is trained to take fingerprints and deny employment to or  
1686 terminate an employee if he or she fails to meet the screening  
1687 standards under s. 435.04. Results of the screening shall be  
1688 provided to the participating private school. For purposes of  
1689 this paragraph:

1690 1. An "employee or contracted personnel with direct student  
1691 contact" means any employee or contracted personnel who has  
1692 unsupervised access to a scholarship student for whom the



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1693 private school is responsible.

1694         2. The costs of fingerprinting and the background check  
1695 shall not be borne by the state.

1696         3. Continued employment of an employee or contracted  
1697 personnel after notification that he or she has failed the  
1698 background screening under this paragraph shall cause a private  
1699 school to be ineligible for participation in a scholarship  
1700 program.

1701         4. An employee or contracted personnel holding a valid  
1702 Florida teaching certificate who has been fingerprinted pursuant  
1703 to s. 1012.32 and who is not ineligible for employment pursuant  
1704 to s. 1012.315 is not required to comply with the provisions of  
1705 this paragraph.

1706         (4) A private school that accepts scholarship students  
1707 under this chapter ~~s. 1002.39~~ ~~or s. 1002.395~~ must:

1708         (a) Disqualify instructional personnel and school  
1709 administrators, as defined in s. 1012.01, from employment in any  
1710 position that requires direct contact with students if the  
1711 personnel or administrators are ineligible for such employment  
1712 under s. 1012.315.

1713         (b) Adopt and faithfully implement policies establishing  
1714 standards of ethical conduct for instructional personnel and  
1715 school administrators. The policies must require all  
1716 instructional personnel and school administrators, as defined in  
1717 s. 1012.01, to complete training on the standards; establish the  
1718 duty of instructional personnel and school administrators to  
1719 report, and procedures for reporting, alleged misconduct by  
1720 other instructional personnel and school administrators which  
1721 affects the health, safety, or welfare of a student; and include



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1722 an explanation of the liability protections provided under ss.  
1723 39.203 and 768.095. A private school, or any of its employees,  
1724 may not enter into a confidentiality agreement regarding  
1725 terminated or dismissed instructional personnel or school  
1726 administrators, or personnel or administrators who resign in  
1727 lieu of termination, based in whole or in part on misconduct  
1728 that affects the health, safety, or welfare of a student, and  
1729 may not provide the instructional personnel or school  
1730 administrators with employment references or discuss the  
1731 personnel's or administrators' performance with prospective  
1732 employers in another educational setting, without disclosing the  
1733 personnel's or administrators' misconduct. Any part of an  
1734 agreement or contract that has the purpose or effect of  
1735 concealing misconduct by instructional personnel or school  
1736 administrators which affects the health, safety, or welfare of a  
1737 student is void, is contrary to public policy, and may not be  
1738 enforced.

1739 (c) Before employing instructional personnel or school  
1740 administrators in any position that requires direct contact with  
1741 students, conduct employment history checks of each of the  
1742 personnel's or administrators' previous employers, screen the  
1743 personnel or administrators through use of the educator  
1744 screening tools described in s. 1001.10(5), and document the  
1745 findings. If unable to contact a previous employer, the private  
1746 school must document efforts to contact the employer.

1747  
1748 The department shall suspend the payment of funds under this  
1749 chapter ~~ss. 1002.39 and 1002.395~~ to a private school that  
1750 ~~knowingly~~ fails or refuses to comply with this subsection, and



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1751 shall prohibit the school from enrolling new scholarship  
1752 students, for 1 fiscal year and until the school complies.

1753 (5) The failure or refusal ~~inability~~ of a private school to  
1754 meet the requirements of this section shall constitute a basis  
1755 for the ineligibility of the private school to participate in a  
1756 scholarship program as determined by the department.

1757 Additionally, a private school is ineligible to participate in a  
1758 state scholarship program under this chapter if the owner or  
1759 operator of the private school was a debtor in a voluntary or  
1760 involuntary bankruptcy petition within the most recent 5 years.

1761 (7) (a) The department must annually visit at least 5  
1762 percent, and may annually visit up to 7 percent, of the private  
1763 schools that participate in the state scholarship programs under  
1764 this chapter. Site visits required under subsection (8) are not  
1765 included in the annual site visits authorized under this  
1766 paragraph.

1767 (b) The purposes of the site visits are to verify  
1768 compliance with the provisions of this section aimed at  
1769 protecting the health, safety, and welfare of students and to  
1770 verify the information reported by the schools concerning the  
1771 enrollment and attendance of students, the credentials of  
1772 teachers, background screening of teachers, and teachers'  
1773 fingerprinting results, as required by rules of the State Board  
1774 of Education and this section.

1775 (c) The department may make followup site visits at any  
1776 time to any school that has received a notice of noncompliance  
1777 or a notice of proposed action within the previous 2 years, or  
1778 for a cause that affects the health, safety, and welfare of a  
1779 student.



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1780           (8) (a) The department shall visit each private school that  
1781 notifies the department of the school's intent to participate in  
1782 a state scholarship program under this chapter.

1783           (b) The purpose of the site visit is to determine that the  
1784 school meets the applicable state and local health, safety, and  
1785 welfare codes and rules pursuant to this section.

1786           (9) The Division of State Fire Marshal shall annually  
1787 provide to the department a fire safety inspection report,  
1788 prepared by the local fire departments or by entities with whom  
1789 they contract to perform fire safety inspections of private  
1790 schools, for each private school that participates in a state  
1791 scholarship program under this chapter.

1792           (10) If a private school that participates in a state  
1793 scholarship program under this chapter receives more than  
1794 \$250,000 in funds from the scholarships awarded under this  
1795 chapter in a state fiscal year, the school must provide to the  
1796 department a report of the balance sheet and statement of income  
1797 expenditures in accordance with generally accepted accounting  
1798 procedures from an independent certified public accountant who  
1799 performs the agreed-upon procedures.

1800           (11)-(7) The State Board of Education shall adopt rules  
1801 pursuant to ss. 120.536(1) and 120.54 to administer and enforce  
1802 this section.

1803           Section 17. Section 1002.43, Florida Statutes, is repealed.

1804           Section 18. Subsection (5) of section 1002.55, Florida  
1805 Statutes, is amended to read:

1806           1002.55 School-year prekindergarten program delivered by  
1807 private prekindergarten providers.—

1808           (5) (a) Notwithstanding paragraph (3) (b), a private



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1809 prekindergarten provider may not participate in the Voluntary  
1810 Prekindergarten Education Program if the provider has child  
1811 disciplinary policies that do not prohibit children from being  
1812 subjected to discipline that is severe, humiliating,  
1813 frightening, or associated with food, rest, toileting, spanking,  
1814 or any other form of physical punishment as provided in s.  
1815 402.305(12).

1816 (b) Notwithstanding any other provision of law, if a  
1817 private prekindergarten provider has been cited for a class I  
1818 violation, as defined by rule, the coalition may refuse to  
1819 contract with the provider.

1820 Section 19. Subsection (13) of section 1003.01, Florida  
1821 Statutes, is amended to read:

1822 1003.01 Definitions.—As used in this chapter, the term:

1823 (13) "Regular school attendance" means the actual  
1824 attendance of a student during the school day as defined by law  
1825 and rules of the State Board of Education. Regular attendance  
1826 within the intent of s. 1003.21 may be achieved by a student's  
1827 full-time attendance in one of the following options:

1828 (a) A public school supported by public funds, including,  
1829 but not limited to, the Florida School for the Deaf and the  
1830 Blind, the Florida Virtual School, a developmental research  
1831 school, and a charter school established pursuant to chapter  
1832 1002.

1833 ~~(b) A parochial, religious, or denominational school;~~

1834 (b)(e) A private school, as defined in s. 1002.01(2) and in  
1835 compliance with s. 1002.42, including, but not limited to, a  
1836 private parochial, religious, or denominational school; and a  
1837 private school supported in whole or in part by tuition charges





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1838 or by endowments or gifts. This option includes an eligible  
1839 private school in which a student attends as a participant in a  
1840 scholarship program, as defined in s. 1002.01(3).

1841 (c)(d) A home education program, as defined in s.  
1842 1002.01(1), which ~~that~~ meets the requirements of chapter 1002.  
1843 ~~or~~

1844 ~~(e) A private tutoring program that meets the requirements~~  
1845 ~~of chapter 1002.~~

1846 Section 20. Paragraph (f) of subsection (1) of section  
1847 1003.26, Florida Statutes, is amended to read:

1848 1003.26 Enforcement of school attendance.—The Legislature  
1849 finds that poor academic performance is associated with  
1850 nonattendance and that school districts must take an active role  
1851 in promoting and enforcing attendance as a means of improving  
1852 student performance. It is the policy of the state that each  
1853 district school superintendent be responsible for enforcing  
1854 school attendance of all students subject to the compulsory  
1855 school age in the school district and supporting enforcement of  
1856 school attendance by local law enforcement agencies. The  
1857 responsibility includes recommending policies and procedures to  
1858 the district school board that require public schools to respond  
1859 in a timely manner to every unexcused absence, and every absence  
1860 for which the reason is unknown, of students enrolled in the  
1861 schools. District school board policies shall require the parent  
1862 of a student to justify each absence of the student, and that  
1863 justification will be evaluated based on adopted district school  
1864 board policies that define excused and unexcused absences. The  
1865 policies must provide that public schools track excused and  
1866 unexcused absences and contact the home in the case of an



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1867 unexcused absence from school, or an absence from school for  
1868 which the reason is unknown, to prevent the development of  
1869 patterns of nonattendance. The Legislature finds that early  
1870 intervention in school attendance is the most effective way of  
1871 producing good attendance habits that will lead to improved  
1872 student learning and achievement. Each public school shall  
1873 implement the following steps to promote and enforce regular  
1874 school attendance:

1875 (1) CONTACT, REFER, AND ENFORCE.—

1876 (f)1. If the parent of a child who has been identified as  
1877 exhibiting a pattern of nonattendance enrolls the child in a  
1878 home education program pursuant to chapter 1002, the district  
1879 school superintendent shall provide the parent a copy of s.  
1880 1002.41 and the accountability requirements of this paragraph.  
1881 The district school superintendent shall also refer the parent  
1882 to a home education review committee composed of the district  
1883 contact for home education programs and at least two home  
1884 educators selected by the parent from a district list of all  
1885 home educators who have conducted a home education program for  
1886 at least 3 years and who have indicated a willingness to serve  
1887 on the committee. The home education review committee shall  
1888 review the portfolio of the student, as defined by s. 1002.41,  
1889 every 30 days during the district's regular school terms until  
1890 the committee is satisfied that the home education program is in  
1891 compliance with s. 1002.41(1)(b). The first portfolio review  
1892 must occur within the first 30 calendar days of the  
1893 establishment of the program. The provisions of subparagraph 2.  
1894 do not apply once the committee determines the home education  
1895 program is in compliance with s. 1002.41(1)(b).



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1896           2. If the parent fails to provide a portfolio to the  
1897 committee, the committee shall notify the district school  
1898 superintendent. The district school superintendent shall then  
1899 terminate the home education program and require the parent to  
1900 enroll the child in an attendance option that meets the  
1901 definition of "regular school attendance" under s.  
1902 1003.01(13) (a) or (b) ~~s. 1003.01(13) (a), (b), (c), or (e),~~  
1903 within 3 days. Upon termination of a home education program  
1904 pursuant to this subparagraph, the parent shall not be eligible  
1905 to reenroll the child in a home education program for 180  
1906 calendar days. Failure of a parent to enroll the child in an  
1907 attendance option as required by this subparagraph after  
1908 termination of the home education program pursuant to this  
1909 subparagraph shall constitute noncompliance with the compulsory  
1910 attendance requirements of s. 1003.21 and may result in criminal  
1911 prosecution under s. 1003.27(2). Nothing contained herein shall  
1912 restrict the ability of the district school superintendent, or  
1913 the ability of his or her designee, to review the portfolio  
1914 pursuant to s. 1002.41(1) (b).

1915           Section 21. Paragraph (d) of subsection (2) of section  
1916 1003.41, Florida Statutes, is amended and paragraph (f) is added  
1917 to that subsection, to read:

1918           1003.41 Next Generation Sunshine State Standards.—

1919           (2) Next Generation Sunshine State Standards must meet the  
1920 following requirements:

1921           (d) Social Studies standards must establish specific  
1922 curricular content for, at a minimum, geography, United States  
1923 and world history, government, civics, humanities, and  
1924 economics, including financial literacy. Financial literacy



1925 includes the knowledge, understanding, skills, behaviors,  
1926 attitudes, and values that will enable a student to make  
1927 responsible and effective financial decisions on a daily basis.  
1928 Financial literacy instruction shall be an integral part of  
1929 instruction throughout the entire economics course and include  
1930 information regarding earning income; buying goods and services;  
1931 saving and financial investing; taxes; the use of credit and  
1932 credit cards; budgeting and debt management, including student  
1933 loans and secured loans; banking and financial services;  
1934 planning for one's financial future, including higher education  
1935 and career planning; credit reports and scores; and fraud and  
1936 identity theft prevention. The requirements for financial  
1937 literacy specified under this paragraph do not apply to students  
1938 entering grade 9 in the 2018-2019 school year and thereafter.

1939 (f) Effective for students entering grade 9 in the 2018-  
1940 2019 school year and thereafter, financial literacy standards  
1941 must establish specific curricular content for, at a minimum,  
1942 personal financial literacy and money management. Financial  
1943 literacy includes instruction in the areas specified in s.  
1944 1003.4282(3)(h).

1945 Section 22. Paragraphs (d) and (g) of subsection (3) of  
1946 section 1003.4282, Florida Statutes, are amended, and paragraph  
1947 (h) is added to that subsection, to read:

1948 1003.4282 Requirements for a standard high school diploma.—

1949 (3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT  
1950 REQUIREMENTS.—

1951 (d) *Three credits in social studies.*—A student must earn  
1952 one credit in United States History; one credit in World  
1953 History; one-half credit in economics, which must include



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1954 financial literacy; and one-half credit in United States  
1955 Government. The United States History EOC assessment constitutes  
1956 30 percent of the student's final course grade. However, for a  
1957 student entering grade 9 in the 2018-2019 school year or  
1958 thereafter, financial literacy is not a required component of  
1959 the one-half credit in economics.

1960 (g) ~~Eight~~ *Credits in Electives.*—School districts must  
1961 develop and offer coordinated electives so that a student may  
1962 develop knowledge and skills in his or her area of interest,  
1963 such as electives with a STEM or liberal arts focus. Such  
1964 electives must include opportunities for students to earn  
1965 college credit, including industry-certified career education  
1966 programs or series of career-themed courses that result in  
1967 industry certification or articulate into the award of college  
1968 credit, or career education courses for which there is a  
1969 statewide or local articulation agreement and which lead to  
1970 college credit. A student entering grade 9 before the 2018-2019  
1971 school year must earn eight credits in electives. A student  
1972 entering grade 9 in the 2018-2019 school year or thereafter must  
1973 earn seven and one-half credits in electives.

1974 (h) *One-half credit in personal financial literacy.*—  
1975 Beginning with students entering grade 9 in the 2018-2019 school  
1976 year, each student shall earn one-half credit in personal  
1977 financial literacy and money management. This instruction must  
1978 include discussion of or instruction in the following:

1979 1. Types of bank accounts offered, opening and managing a  
1980 bank account, and assessing the quality of a depository  
1981 institution's services.

1982 2. Balancing a checkbook.



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1983           3. Basic principles of money management, such as spending,  
1984 credit, credit scores, and managing debt, including retail and  
1985 credit card debt.

1986           4. Completing a loan application.

1987           5. Receiving an inheritance and related implications.

1988           6. Basic principles of personal insurance policies.

1989           7. Computing federal income taxes.

1990           8. Local tax assessments.

1991           9. Computing interest rates by various mechanisms.

1992           10. Simple contracts.

1993           11. Contesting an incorrect billing statement.

1994           12. Types of savings and investments.

1995           13. State and federal laws concerning finance.

1996           Section 23. Section 1003.457, Florida Statutes, is created  
1997 to read:

1998           1003.457 Instruction in cardiopulmonary resuscitation.—

1999           (1) Each school district shall provide instruction in  
2000 cardiopulmonary resuscitation (CPR) and the use of an automated  
2001 external defibrillator. Students shall study and practice the  
2002 psychomotor skills associated with performing CPR at least once  
2003 before graduating from high school. The instruction shall be a  
2004 part of the physical education curriculum or another required  
2005 curriculum selected by the school district.

2006           (2) The instruction shall be based on an instructional  
2007 program established by:

2008           (a) The American Heart Association;

2009           (b) The American Red Cross; or

2010           (c) Another nationally recognized program that uses the  
2011 most current evidence-based emergency cardiovascular care



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2012 guidelines.

2013 (3) A student with a disability, as defined in s. 1007.02,  
2014 is exempt from the requirements of this section.

2015 Section 24. Subsection (3) of section 1003.453, Florida  
2016 Statutes, is amended to read:

2017 1003.453 School wellness and physical education policies;  
2018 nutrition guidelines.-

2019 (3) School districts are encouraged to provide basic  
2020 training in first aid, ~~including cardiopulmonary resuscitation,~~  
2021 for all students, beginning in grade 6 and every 2 years  
2022 thereafter. Private and public partnerships for providing  
2023 training or necessary funding are encouraged.

2024 Section 25. Section 1006.05, Florida Status, is created to  
2025 read:

2026 1006.05 Mental health assistance allocation  
2027 specifications.-Pursuant to s. 1011.62(17), the mental health  
2028 assistance allocation is created to provide supplemental funding  
2029 to assist school districts and charter schools in establishing  
2030 or expanding comprehensive mental health programs that increase  
2031 awareness of mental health issues among children and school-age  
2032 youth; to train educators and other school staff in detecting  
2033 and responding to mental health issues; and to connect children,  
2034 youth, and families who may experience behavioral or mental  
2035 health issues with appropriate services.

2036 (1) Funding provided pursuant to s. 1011.62(17) shall be  
2037 allocated in accordance with the following:

2038 (a) Before the distribution of the allocation:

2039 1. The district must annually develop and submit a detailed  
2040 plan outlining the local program and planned expenditures to the



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2041 district school board for approval.

2042 2. A charter school must annually develop and submit a  
2043 detailed plan outlining the local program and planned  
2044 expenditures of the funds in the plan to its governing body for  
2045 approval. After the plan is approved by the governing body, it  
2046 must be provided to its school district for submission to the  
2047 commissioner.

2048 (b) The plans required under paragraph (a) must include, at  
2049 a minimum, the elements in subparagraphs 1., 2., and 3., and the  
2050 districts and charter schools are strongly encouraged to include  
2051 in their respective plans the elements specified in  
2052 subparagraphs 4., 5., and 6., as follows:

2053 1. A contract or a memorandum of understanding with at  
2054 least one local nationally accredited community behavioral  
2055 health provider or a provider of Community Action Team services  
2056 to provide a behavioral health staff presence and services at  
2057 district schools. Services may include, but are not limited to,  
2058 mental health screenings and assessments, individual counseling,  
2059 family counseling, group counseling, psychiatric or  
2060 psychological services, trauma-informed care, mobile crisis  
2061 services, and behavior modification. These behavioral health  
2062 services may be provided on or off the school campus and may be  
2063 supplemented by telehealth;

2064 2. Training opportunities in Mental Health First Aid or  
2065 other similar nationally recognized evidence-based training  
2066 programs for all school personnel who have contact with  
2067 students. The training must cover risk factors and warning signs  
2068 for mental health and addiction concerns, strategies for  
2069 providing assistance to individuals in both crisis and non-





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2070 crisis situations, and the use of referral mechanisms that  
2071 effectively link individuals to appropriate treatment and  
2072 intervention services in the school and in the community. Topics  
2073 covered should include depression and mood disorders, anxiety  
2074 disorders, trauma, psychosis, substance use disorders, and  
2075 suicide prevention;

2076 3. A mental health crisis intervention strategy that  
2077 provides for prompt resolution of identified, immediate threats  
2078 within district schools, including Baker Act referrals and  
2079 notification of law enforcement personnel, as appropriate;

2080 4. Programs to assist students in dealing with anxiety,  
2081 depression, bullying, trauma, and violence;

2082 5. Strategies or programs to reduce the likelihood of at-  
2083 risk students developing social, emotional, or behavioral health  
2084 problems; suicidal tendencies; or substance use disorders; and

2085 6. Strategies to improve the early identification of  
2086 social, emotional, or behavioral problems or substance use  
2087 disorders and to improve the provision of early intervention  
2088 services.

2089 (c) The districts shall submit approved plans to the  
2090 commissioner by August 1 of each year.

2091 (2) Beginning September 30, 2019, and by each September 30  
2092 thereafter, each entity that receives an allocation under this  
2093 section shall submit to the commissioner, in a format prescribed  
2094 by the department, a final report on its program outcomes and  
2095 its expenditures for each element of the program. At a minimum,  
2096 the report must include the number of each of the following:

2097 (a) Students who receive screenings or assessments.

2098 (b) Students who are referred for services or assistance.



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- 2099           (c) Students who receive services or assistance.
- 2100           (d) Parents or guardians notified.
- 2101           (e) School personnel who are trained to engage in the
- 2102 services, techniques, strategies, or programs identified in the
- 2103 plan required under this subsection.

2104           Section 26. Section 1006.061, Florida Statutes, is amended

2105 to read:

2106           1006.061 Child abuse, abandonment, and neglect policy.—Each

2107 district school board, charter school, and private school that

2108 accepts scholarship students under s. 1002.385, s. 1002.39, ~~or~~

2109 s. 1002.395, or another state scholarship program under chapter

2110 1002 shall:

2111           (1) Post in a prominent place in each school a notice that,

2112 pursuant to chapter 39, all employees and agents of the district

2113 school board, charter school, or private school have an

2114 affirmative duty to report all actual or suspected cases of

2115 child abuse, abandonment, or neglect; have immunity from

2116 liability if they report such cases in good faith; and have a

2117 duty to comply with child protective investigations and all

2118 other provisions of law relating to child abuse, abandonment,

2119 and neglect. The notice shall also include the statewide toll-

2120 free telephone number of the central abuse hotline.

2121           (2) Post in a prominent place at each school site and on

2122 each school's Internet website, if available, the policies and

2123 procedures for reporting alleged misconduct by instructional

2124 personnel or school administrators which affects the health,

2125 safety, or welfare of a student; the contact person to whom the

2126 report is made; and the penalties imposed on instructional

2127 personnel or school administrators who fail to report suspected



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2128 or actual child abuse or alleged misconduct by other  
2129 instructional personnel or school administrators.

2130 (3) Require the principal of the charter school or private  
2131 school, or the district school superintendent, or the  
2132 superintendent's designee, at the request of the Department of  
2133 Children and Families, to act as a liaison to the Department of  
2134 Children and Families and the child protection team, as defined  
2135 in s. 39.01, when in a case of suspected child abuse,  
2136 abandonment, or neglect or an unlawful sexual offense involving  
2137 a child the case is referred to such a team; except that this  
2138 does not relieve or restrict the Department of Children and  
2139 Families from discharging its duty and responsibility under the  
2140 law to investigate and report every suspected or actual case of  
2141 child abuse, abandonment, or neglect or unlawful sexual offense  
2142 involving a child.

2143 (4) (a) Post in a prominent place in a clearly visible  
2144 location and public area of the school which is readily  
2145 accessible to and widely used by students a sign in English and  
2146 Spanish that contains:

- 2147 1. The statewide toll-free telephone number of the central  
2148 abuse hotline as provided in chapter 39;
- 2149 2. Instructions to call 911 for emergencies; and
- 2150 3. Directions for accessing the Department of Children and  
2151 Families Internet website for more information on reporting  
2152 abuse, neglect, and exploitation.

2153 (b) The information in paragraph (a) must be put on at  
2154 least one poster in each school, on a sheet that measures at  
2155 least 11 inches by 17 inches, produced in large print, and  
2156 placed at student eye level for easy viewing.



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2157  
2158 The Department of Education shall develop, and publish on the  
2159 department's Internet website, sample notices suitable for  
2160 posting in accordance with subsections (1), (2), and (4).  
2161 Section 27. Subsections (4) and (6) of section 1006.07,  
2162 Florida Statutes, are amended, and subsection (7) is added to  
2163 that section, to read:  
2164 1006.07 District school board duties relating to student  
2165 discipline and school safety.—The district school board shall  
2166 provide for the proper accounting for all students, for the  
2167 attendance and control of students at school, and for proper  
2168 attention to health, safety, and other matters relating to the  
2169 welfare of students, including:  
2170 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—  
2171 (a) Formulate and prescribe policies and procedures for  
2172 emergency drills and for actual emergencies, including, but not  
2173 limited to, fires, natural disasters, hostage and active shooter  
2174 situations, and bomb threats, for all the public schools of the  
2175 district which comprise grades K-12. District school board  
2176 policies shall include commonly used alarm system responses for  
2177 specific types of emergencies and verification by each school  
2178 that drills have been provided as required by law and fire  
2179 protection codes. The emergency response agency that is  
2180 responsible for notifying the school district for each type of  
2181 emergency must be listed in the district's emergency response  
2182 policy.  
2183 (b) Establish model emergency management and emergency  
2184 preparedness procedures, including emergency notification  
2185 procedures pursuant to paragraph (a), for the following life-



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2186 threatening emergencies:

2187       1. Weapon-use, and hostage, and active shooter situations.

2188 The active shooter situation training for each school must be

2189 conducted by the law enforcement agency or agencies that are

2190 designated as first responders to the school's campus.

2191       2. Hazardous materials or toxic chemical spills.

2192       3. Weather emergencies, including hurricanes, tornadoes,

2193 and severe storms.

2194       4. Exposure as a result of a manmade emergency.

2195       (6) SAFETY AND SECURITY BEST PRACTICES.—Each school

2196 district shall: Use the Safety and Security Best Practices

2197 developed by the Office of Program Policy Analysis and

2198 Government Accountability to

2199       (a) Conduct security risk assessments at each public school

2200 and conduct a self-assessment of the school districts' current

2201 safety and security practices using a format prescribed by the

2202 department. Based on these ~~self-assessment~~ findings, the

2203 district school superintendent shall provide recommendations to

2204 the district school board which identify strategies and

2205 activities that the district school board should implement in

2206 order to improve school safety and security. Annually each

2207 district school board must receive such findings and the

2208 superintendent's recommendations ~~the self-assessment results~~ at

2209 a publicly noticed district school board meeting to provide the

2210 public an opportunity to hear the district school board members

2211 discuss and take action on the ~~report~~ findings and

2212 recommendations. Each district school superintendent shall

2213 report such findings ~~the self-assessment results~~ and school

2214 board action to the commissioner within 30 days after the



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2215 district school board meeting.

2216 (b) Using a format prescribed by the department, develop a  
2217 plan that includes having a secure, single point of entry onto  
2218 school grounds.

2219 (7) SAFETY IN CONSTRUCTION PLANNING.—A district school  
2220 board or private school principal or governing board must allow  
2221 the law enforcement agency or agencies that are designated as  
2222 first responders to the school's or district's campus to tour  
2223 such campus once every 3 years. Any changes related to school  
2224 safety and emergency issues recommended by a law enforcement  
2225 agency based on a campus tour must be documented by the district  
2226 school board or private school principal or governing board.

2227 Section 28. Subsection (1) and paragraph (b) of subsection  
2228 (2) section 1006.12, Florida Statutes, are amended to read:

2229 1006.12 School resource officers and school safety  
2230 officers.—

2231 (1) District school boards shall ~~may~~ establish school  
2232 resource officer programs, through a cooperative agreement with  
2233 law enforcement agencies or in accordance with subsection (2).

2234 (a) School resource officers shall be certified law  
2235 enforcement officers, as defined in s. 943.10(1), who are  
2236 employed by a law enforcement agency as defined in s. 943.10(4).  
2237 The powers and duties of a law enforcement officer shall  
2238 continue throughout the employee's tenure as a school resource  
2239 officer.

2240 (b) School resource officers shall abide by district school  
2241 board policies and shall consult with and coordinate activities  
2242 through the school principal, but shall be responsible to the  
2243 law enforcement agency in all matters relating to employment,



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2244 subject to agreements between a district school board and a law  
2245 enforcement agency. Activities conducted by the school resource  
2246 officer which are part of the regular instructional program of  
2247 the school shall be under the direction of the school principal.

2248 (2)

2249 (b) A district school board shall ~~may~~ commission one or  
2250 more school safety officers for the protection and safety of  
2251 school personnel, property, and students at each district school  
2252 facility within the school district. The district school  
2253 superintendent may recommend and the district school board may  
2254 appoint one or more school safety officers.

2255 Section 29. Section 1007.273, Florida Statutes, is amended  
2256 to read:

2257 1007.273 Structured high school acceleration programs  
2258 ~~Collegiate high school program.~~-

2259 ~~(1)~~ Each Florida College System institution shall work with  
2260 each district school board in its designated service area to  
2261 establish one or more structured programs, including, but not  
2262 limited to, collegiate high school programs. As used in this  
2263 section, the term "structured program" means a structured high  
2264 school acceleration program.

2265 ~~(1)(2)~~ PURPOSE.-At a minimum, structured ~~collegiate high~~  
2266 ~~school~~ programs must include an option for public school  
2267 students in grade 11 or grade 12 participating in the structured  
2268 program, for at least 1 full school year, to earn CAPE industry  
2269 certifications pursuant to s. 1008.44, and to successfully  
2270 complete at least 30 credit hours through the dual enrollment  
2271 program under s. 1007.271. The structured program must  
2272 prioritize dual enrollment courses that are applicable toward



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2273 general education core courses or common prerequisite course  
2274 requirements under s. 1007.25 over dual enrollment courses  
2275 applicable as electives toward at least the first year of  
2276 college for an associate degree or baccalaureate degree while  
2277 enrolled in the structured program. A district school board may  
2278 not limit the number of eligible public school students who may  
2279 enroll in such structured programs.

2280 (2) ~~(3)~~ REQUIRED STRUCTURED PROGRAM CONTRACTS.—

2281 (a) Each district school board and its local Florida  
2282 College System institution shall execute a contract to establish  
2283 one or more structured ~~collegiate high school~~ programs at a  
2284 mutually agreed upon location or locations. ~~Beginning with the~~  
2285 ~~2015-2016 school year,~~ If the local Florida College System  
2286 institution does not establish a structured program with a  
2287 district school board in its designated service area, another  
2288 Florida College System institution may execute a contract with  
2289 that district school board to establish the structured program.  
2290 The contract must be executed by January 1 of each school year  
2291 for implementation of the structured program during the next  
2292 school year. By August 1, 2018, a contract entered into before  
2293 January 1, 2018, for the 2018-2019 school year must be modified  
2294 to include the provisions of paragraph (b).

2295 (b) The contract must:

2296 1. ~~(a)~~ Identify the grade levels to be included in the  
2297 structured ~~collegiate high school~~ program; ~~which must, at a~~  
2298 ~~minimum, include grade 12.~~

2299 2. ~~(b)~~ Describe the structured ~~collegiate high school~~  
2300 program, including a list of the meta-major academic pathways  
2301 approved pursuant to s. 1008.30(4), which are available to





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2302 participating students through the partner Florida College  
2303 System institution or other eligible partner postsecondary  
2304 institutions; the delineation of courses that must, at a  
2305 minimum, include general education core courses and common  
2306 prerequisite course requirements pursuant to s. 1007.25; and  
2307 industry certifications offered, including online course  
2308 availability; the high school and college credits earned for  
2309 each postsecondary course completed and industry certification  
2310 earned; student eligibility criteria; and the enrollment process  
2311 and relevant deadlines;

2312 3.(e) Describe the methods, medium, and process by which  
2313 students and their parents are annually informed about the  
2314 availability of the structured ~~collegiate high school~~ program,  
2315 the return on investment associated with participation in the  
2316 structured program, and the information described in  
2317 subparagraphs 1. and 2.; paragraphs (a) and (b).

2318 4.(d) Identify the delivery methods for instruction and the  
2319 instructors for all courses;

2320 5.(e) Identify student advising services and progress  
2321 monitoring mechanisms;

2322 6.(f) Establish a program review and reporting mechanism  
2323 regarding student performance outcomes; and

2324 7.(g) Describe the terms of funding arrangements to  
2325 implement the structured ~~collegiate high school~~ program pursuant  
2326 to paragraph (5) (a).

2327 (3) STUDENT PERFORMANCE CONTRACT AND NOTIFICATION.—

2328 (a)(4) Each student participating in a structured  
2329 ~~collegiate high school~~ program must enter into a student  
2330 performance contract which must be signed by the student, the



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2331 parent, and a representative of the school district and the  
2332 applicable Florida College System institution, state university,  
2333 or other institution participating pursuant to subsection (4)  
2334 ~~(5)~~. The performance contract must, at a minimum, specify  
2335 ~~include~~ the schedule of courses, by semester, and industry  
2336 certifications to be taken by the student, if any; student  
2337 attendance requirements; and course grade requirements; and the  
2338 applicability of such courses to an associate degree or a  
2339 baccalaureate degree.

2340 (b) By September 1 of each school year, each district  
2341 school board must notify each student enrolled in grades 9, 10,  
2342 11, and 12 in a public school within the school district about  
2343 the structured program, including, but not limited to:

2344 1. The method for earning college credit through  
2345 participation in the structured program. The notification must  
2346 include website links to the dual enrollment course equivalency  
2347 list approved by the State Board of Education; the common degree  
2348 program prerequisite requirements published by the Articulation  
2349 Coordinating Committee pursuant to s. 1007.01(3)(f); the  
2350 industry certification articulation agreements adopted by the  
2351 State Board of Education in rule; and the approved meta-major  
2352 academic pathways of the partner Florida College System  
2353 institution and other eligible partner postsecondary  
2354 institutions participating pursuant to subsection (4); and

2355 2. The estimated cost savings to students and their  
2356 families resulting from students successfully completing 30  
2357 credit hours applicable toward general education core courses or  
2358 common prerequisite course requirements before graduating from  
2359 high school versus the cost of earning such credit hours after



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2360 graduating from high school.

2361 (4) ~~(5)~~ AUTHORIZED STRUCTURED PROGRAM CONTRACTS.—In addition  
2362 to executing a contract with the local Florida College System  
2363 institution under this section, a district school board may  
2364 execute a contract to establish a structured ~~collegiate high~~  
2365 ~~school~~ program with a state university or an institution that is  
2366 eligible to participate in the William L. Boyd, IV, Florida  
2367 Resident Access Grant Program, that is a nonprofit independent  
2368 college or university located and chartered in this state, and  
2369 that is accredited by the Commission on Colleges of the Southern  
2370 Association of Colleges and Schools to grant baccalaureate  
2371 degrees. Such university or institution must meet the  
2372 requirements specified under subsections (2) ~~(3)~~ and (3). A  
2373 charter school may execute a contract directly with the local  
2374 Florida College System institution or another institution as  
2375 authorized under this section to establish a structured program  
2376 at a mutually agreed upon location ~~(4)~~.

2377 (5) FUNDING.—

2378 (a) ~~(6)~~ The structured ~~collegiate high school~~ program shall  
2379 be funded pursuant to ss. 1007.271 and 1011.62. The State Board  
2380 of Education shall enforce compliance with this section by  
2381 withholding the transfer of funds for the school districts ~~and~~  
2382 ~~the Florida College System institutions~~ in accordance with s.  
2383 1008.32. Annually, by December 31, the State Board of Education  
2384 shall enforce compliance with this section by withholding the  
2385 transfer of funds for the Florida College System institutions in  
2386 accordance with s. 1008.32

2387 (b) A student who enrolls in the structured program and  
2388 successfully completes at least 30 college credit hours during a



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2389 school year through the dual enrollment program under s.  
2390 1007.271 generates a 0.5 full-time equivalent (FTE) bonus. A  
2391 student who enrolls in the structured program and successfully  
2392 completes an additional 30 college credit hours during a school  
2393 year, resulting in at least 60 college credit hours through the  
2394 dual enrollment program under s. 1007.271 applicable toward  
2395 fulfilling the requirements for an associate in arts degree or  
2396 an associate in science degree or a baccalaureate degree  
2397 pursuant to the student performance contract under subsection  
2398 (3), before graduating from high school, generates an additional  
2399 0.5 FTE bonus. Each district school board that is a contractual  
2400 partner with a Florida College System institution or other  
2401 eligible postsecondary institution shall report to the  
2402 commissioner the total FTE bonus for each structured program for  
2403 the students from that school district. The total FTE bonus  
2404 shall be added to each school district's total weighted FTE for  
2405 funding in the subsequent fiscal year.

2406 (c) For any industry certification a student attains under  
2407 this section, the FTE bonus shall be calculated and awarded in  
2408 accordance with s. 1011.62(1)(o).

2409 (6) REPORTING REQUIREMENTS.—

2410 (a) By September 1 of each school year, each district  
2411 school superintendent shall report to the commissioner, at a  
2412 minimum, the following information on each structured program  
2413 administered during the prior school year:

2414 1. The number of students in public schools within the  
2415 school district who enrolled in the structured program, and the  
2416 partnering postsecondary institutions pursuant to subsections  
2417 (2) and (4);



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2418           2. The total and average number of dual enrollment courses  
2419 completed, high school and college credits earned, standard high  
2420 school diplomas and associate and baccalaureate degrees awarded,  
2421 and the number of industry certifications attained, if any, by  
2422 the students who enrolled in the structured program;

2423           3. The projected student enrollment in the structured  
2424 program during the next school year; and

2425           4. Any barriers to executing contracts to establish one or  
2426 more structured programs.

2427           (b) By November 30 of each school year, the commissioner  
2428 must report to the Governor, the President of the Senate, and  
2429 the Speaker of the House of Representatives the status of  
2430 structured programs, including, at a minimum, a summary of  
2431 student enrollment and completion information pursuant to this  
2432 subsection; barriers, if any, to establishing such programs; and  
2433 recommendations for expanding access to such programs statewide.

2434           Section 30. Paragraph (c) of subsection (3) and subsection  
2435 (4) of section 1008.33, Florida Statutes, are amended to read:

2436           1008.33 Authority to enforce public school improvement.—

2437           (3)

2438           (c) The state board shall adopt by rule a differentiated  
2439 matrix of intervention and support strategies for assisting  
2440 traditional public schools identified under this section and  
2441 rules for implementing s. 1002.33(9)(n), relating to charter  
2442 schools.

2443           1. The intervention and support strategies must address  
2444 efforts to improve student performance through one or more of  
2445 the following strategies: and may include

2446           a. Improvement planning;



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2447           **b.** Leadership quality improvement;  
2448           **c.** Educator quality improvement;  
2449           **d.** Professional development;  
2450           **e.** Curriculum review, pacing, and alignment across grade  
2451 levels to improve background knowledge in social studies,  
2452 science, and the arts; and  
2453           **f.** The use of continuous improvement and monitoring plans  
2454 and processes.  
2455           **2.** ~~In addition,~~ The state board may prescribe reporting  
2456 requirements to review and monitor the progress of the schools.  
2457 The rule must define the intervention and support strategies for  
2458 school improvement for schools earning a grade of "D" or "F" and  
2459 the roles for the district and department.  
2460           (4) (a) The state board shall apply intensive intervention  
2461 and support strategies tailored to the needs of schools earning  
2462 two consecutive grades of "D" or a grade of "F." In the first  
2463 full school year after a school initially earns two consecutive  
2464 grades of "D" or a grade of "F," the school district must  
2465 immediately implement intervention and support strategies  
2466 prescribed in rule under paragraph (3) (c) and, by September 1,  
2467 provide the department with the memorandum of understanding  
2468 negotiated pursuant to s. 1001.42(21) and, by October 1, a  
2469 district-managed turnaround plan for approval by the state  
2470 board. The district-managed turnaround plan may include a  
2471 proposal for the district to implement an extended school day, a  
2472 summer program, or a combination of an extended school day and  
2473 summer program. Upon approval by the state board, the school  
2474 district must implement the plan for the remainder of the school  
2475 year and continue the plan for 1 full school year. The state



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2476 board may allow a school an additional year of implementation  
2477 before the school must implement a turnaround option required  
2478 under paragraph (b) if it determines that the school is likely  
2479 to improve to a grade of "C" or higher after the first full  
2480 school year of implementation.

2481 (b) Unless an additional year of implementation is provided  
2482 pursuant to paragraph (a), a school that has completed 2 school  
2483 years of a district-managed turnaround plan required under  
2484 paragraph (a) and has not improved its school grade to a "C" or  
2485 higher, pursuant to s. 1008.34, earns three consecutive grades  
2486 below a "C" must implement one of the following options:

2487 1. Reassign students to another school and monitor the  
2488 progress of each reassigned student.†

2489 2. Close the school and reopen the school as one or more  
2490 charter schools, each with a governing board that has a  
2491 demonstrated record of effectiveness. Such charter schools are  
2492 eligible for funding from the hope supplemental services  
2493 allocation established by s. 1011.62(16).†~~or~~

2494 3. Contract with an outside entity that has a demonstrated  
2495 record of effectiveness to operate the school. An outside entity  
2496 may include:

2497 a. A district-managed charter school in which all  
2498 instructional personnel are not employees of the school  
2499 district, but are employees of an independent governing board  
2500 composed of members who did not participate in the review or  
2501 approval of the charter. A district-managed charter school is  
2502 eligible for funding from the hope supplemental services  
2503 allocation established by s. 1011.62(16); or

2504 b. A hope operator that submits to a school district a



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2505 notice of intent of a performance-based agreement pursuant to s.  
2506 1002.333. A school of hope established pursuant to this sub-  
2507 subparagraph is eligible for funding from the hope supplemental  
2508 services allocation for up to 5 years, beginning in the school  
2509 year in which the school of hope is established, if the school  
2510 of hope:

2511 (I) Is established at the district-owned facilities of the  
2512 persistently low-performing school;

2513 (II) Gives priority enrollment to students who are enrolled  
2514 in, or are eligible to attend and are living in the attendance  
2515 area of, the persistently low-performing school that the school  
2516 of hope operates, consistent with the enrollment lottery  
2517 exemption provided under s. 1002.333(5) (c); and

2518 (III) Meets the requirements of its performance-based  
2519 agreement pursuant to s. 1002.333.

2520 4. Implement a franchise model school in which a highly  
2521 effective principal, pursuant to s. 1012.34, leads the  
2522 persistently low-performing school in addition to the  
2523 principal's currently assigned school. The franchise model  
2524 school principal may allocate resources and personnel between  
2525 the schools he or she leads. The persistently low-performing  
2526 school is eligible for funding from the hope supplemental  
2527 services allocation established under s. 1011.62(16).

2528 (c) Implementation of the turnaround option is no longer  
2529 required if the school improves to a grade of "C" or higher.

2530 (d) If a school ~~earning two consecutive grades of "D" or a~~  
2531 ~~grade of "F"~~ does not improve to a grade of "C" or higher after  
2532 2 full school years of implementing the turnaround option  
2533 selected by the school district under paragraph (b), the school





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2534 district must implement another turnaround option.  
2535 Implementation of the turnaround option must begin the school  
2536 year following the implementation period of the existing  
2537 turnaround option, unless the state board determines that the  
2538 school is likely to improve to a grade of "C" or higher if  
2539 additional time is provided to implement the existing turnaround  
2540 option.

2541 Section 31. Present subsections (16) and (17) of section  
2542 1011.62, Florida Statutes, are redesignated as subsections (19)  
2543 and (20), respectively, new subsections (16) and (17) and  
2544 subsection (18) are added to that section, and paragraphs (o)  
2545 and (t) of subsection (1), paragraph (a) of subsection (4), and  
2546 subsection (14) of that section are amended, to read:

2547 1011.62 Funds for operation of schools.—If the annual  
2548 allocation from the Florida Education Finance Program to each  
2549 district for operation of schools is not determined in the  
2550 annual appropriations act or the substantive bill implementing  
2551 the annual appropriations act, it shall be determined as  
2552 follows:

2553 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
2554 OPERATION.—The following procedure shall be followed in  
2555 determining the annual allocation to each district for  
2556 operation:

2557 (o) *Calculation of additional full-time equivalent*  
2558 *membership based on successful completion of a career-themed*  
2559 *course pursuant to ss. 1003.491, 1003.492, and 1003.493, or*  
2560 *courses with embedded CAPE industry certifications or CAPE*  
2561 *Digital Tool certificates, and issuance of industry*  
2562 *certification identified on the CAPE Industry Certification*



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2563 *Funding List pursuant to rules adopted by the State Board of*  
2564 *Education or CAPE Digital Tool certificates pursuant to s.*  
2565 *1003.4203.—*

2566 1.a. A value of 0.025 full-time equivalent student  
2567 membership shall be calculated for CAPE Digital Tool  
2568 certificates earned by students in elementary and middle school  
2569 grades.

2570 b. A value of 0.1 or 0.2 full-time equivalent student  
2571 membership shall be calculated for each student who completes a  
2572 course as defined in s. 1003.493(1)(b) or courses with embedded  
2573 CAPE industry certifications and who is issued an industry  
2574 certification identified annually on the CAPE Industry  
2575 Certification Funding List approved under rules adopted by the  
2576 State Board of Education. A value of 0.2 full-time equivalent  
2577 membership shall be calculated for each student who is issued a  
2578 CAPE industry certification that has a statewide articulation  
2579 agreement for college credit approved by the State Board of  
2580 Education. For CAPE industry certifications that do not  
2581 articulate for college credit, the Department of Education shall  
2582 assign a full-time equivalent value of 0.1 for each  
2583 certification. Middle grades students who earn additional FTE  
2584 membership for a CAPE Digital Tool certificate pursuant to sub-  
2585 subparagraph a. may not use the previously funded examination to  
2586 satisfy the requirements for earning an industry certification  
2587 under this sub-subparagraph. Additional FTE membership for an  
2588 elementary or middle grades student may not exceed 0.1 for  
2589 certificates or certifications earned within the same fiscal  
2590 year. The State Board of Education shall include the assigned  
2591 values on the CAPE Industry Certification Funding List under



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2592 rules adopted by the state board. Such value shall be added to  
2593 the total full-time equivalent student membership for grades 6  
2594 through 12 in the subsequent year. CAPE industry certifications  
2595 earned through dual enrollment must be reported and funded  
2596 pursuant to s. 1011.80. However, if a student earns a  
2597 certification through a dual enrollment course and the  
2598 certification is not a fundable certification on the  
2599 postsecondary certification funding list, or the dual enrollment  
2600 certification is earned as a result of an agreement between a  
2601 school district and a nonpublic postsecondary institution, the  
2602 bonus value shall be funded in the same manner as other nondual  
2603 enrollment course industry certifications. In such cases, the  
2604 school district may provide for an agreement between the high  
2605 school and the technical center, or the school district and the  
2606 postsecondary institution may enter into an agreement for  
2607 equitable distribution of the bonus funds.

2608 c. A value of 0.3 full-time equivalent student membership  
2609 shall be calculated for student completion of the courses and  
2610 the embedded certifications identified on the CAPE Industry  
2611 Certification Funding List and approved by the commissioner  
2612 pursuant to ss. 1003.4203(5) (a) and 1008.44.

2613 d. A value of 0.5 full-time equivalent student membership  
2614 shall be calculated for CAPE Acceleration Industry  
2615 Certifications that articulate for 15 to 29 college credit  
2616 hours, and 1.0 full-time equivalent student membership shall be  
2617 calculated for CAPE Acceleration Industry Certifications that  
2618 articulate for 30 or more college credit hours pursuant to CAPE  
2619 Acceleration Industry Certifications approved by the  
2620 commissioner pursuant to ss. 1003.4203(5) (b) and 1008.44.



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2621           2. Each district must allocate at least 80 percent of the  
2622 funds provided for CAPE industry certification, in accordance  
2623 with this paragraph, to the program that generated the funds.  
2624 This allocation may not be used to supplant funds provided for  
2625 basic operation of the program.

2626           3. For CAPE industry certifications earned in the 2013-2014  
2627 school year and in subsequent years, the school district shall  
2628 distribute to each classroom teacher who provided direct  
2629 instruction toward the attainment of a CAPE industry  
2630 certification that qualified for additional full-time equivalent  
2631 membership under subparagraph 1.:

2632           a. A bonus of \$25 for each student taught by a teacher who  
2633 provided instruction in a course that led to the attainment of a  
2634 CAPE industry certification on the CAPE Industry Certification  
2635 Funding List with a weight of 0.1.

2636           b. A bonus of \$50 for each student taught by a teacher who  
2637 provided instruction in a course that led to the attainment of a  
2638 CAPE industry certification on the CAPE Industry Certification  
2639 Funding List with a weight of 0.2.

2640           c. A bonus of \$75 for each student taught by a teacher who  
2641 provided instruction in a course that led to the attainment of a  
2642 CAPE industry certification on the CAPE Industry Certification  
2643 Funding List with a weight of 0.3.

2644           d. A bonus of \$100 for each student taught by a teacher who  
2645 provided instruction in a course that led to the attainment of a  
2646 CAPE industry certification on the CAPE Industry Certification  
2647 Funding List with a weight of 0.5 or 1.0.

2648  
2649 Bonuses awarded pursuant to this paragraph shall be provided to



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2650 teachers who are employed by the district in the year in which  
2651 the additional FTE membership calculation is included in the  
2652 calculation. Bonuses shall be calculated based upon the  
2653 associated weight of a CAPE industry certification on the CAPE  
2654 Industry Certification Funding List for the year in which the  
2655 certification is earned by the student. Any bonus awarded to a  
2656 teacher pursuant to ~~under~~ this paragraph is in addition to any  
2657 regular wage or other bonus the teacher received or is scheduled  
2658 to receive. A bonus may not be awarded to a teacher who fails to  
2659 maintain the security of any CAPE industry certification  
2660 examination or who otherwise violates the security or  
2661 administration protocol of any assessment instrument that may  
2662 result in a bonus being awarded to the teacher under this  
2663 paragraph.

2664 (t) *Computation for funding through the Florida Education*  
2665 *Finance Program.*—The State Board of Education may adopt rules  
2666 establishing programs, industry certifications, and courses for  
2667 which the student may earn credit toward high school graduation  
2668 and the criteria under which a student's industry certification  
2669 or grade may be rescinded.

2670 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The  
2671 Legislature shall prescribe the aggregate required local effort  
2672 for all school districts collectively as an item in the General  
2673 Appropriations Act for each fiscal year. The amount that each  
2674 district shall provide annually toward the cost of the Florida  
2675 Education Finance Program for kindergarten through grade 12  
2676 programs shall be calculated as follows:

2677 (a) *Estimated taxable value calculations.*—

2678 1.a. Not later than 2 working days before July 19, the



2679 Department of Revenue shall certify to the Commissioner of  
2680 Education its most recent estimate of the taxable value for  
2681 school purposes in each school district and the total for all  
2682 school districts in the state for the current calendar year  
2683 based on the latest available data obtained from the local  
2684 property appraisers. The value certified shall be the taxable  
2685 value for school purposes for that year, and no further  
2686 adjustments shall be made, except those made pursuant to  
2687 paragraphs (c) and (d), or an assessment roll change required by  
2688 final judicial decisions as specified in paragraph (19) (b)  
2689 ~~(16) (b)~~. Not later than July 19, the Commissioner of Education  
2690 shall compute a millage rate, rounded to the next highest one  
2691 one-thousandth of a mill, which, when applied to 96 percent of  
2692 the estimated state total taxable value for school purposes,  
2693 would generate the prescribed aggregate required local effort  
2694 for that year for all districts. The Commissioner of Education  
2695 shall certify to each district school board the millage rate,  
2696 computed as prescribed in this subparagraph, as the minimum  
2697 millage rate necessary to provide the district required local  
2698 effort for that year.

2699       b. The General Appropriations Act shall direct the  
2700 computation of the statewide adjusted aggregate amount for  
2701 required local effort for all school districts collectively from  
2702 ad valorem taxes to ensure that no school district's revenue  
2703 from required local effort millage will produce more than 90  
2704 percent of the district's total Florida Education Finance  
2705 Program calculation as calculated and adopted by the  
2706 Legislature, and the adjustment of the required local effort  
2707 millage rate of each district that produces more than 90 percent



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2708 of its total Florida Education Finance Program entitlement to a  
2709 level that will produce only 90 percent of its total Florida  
2710 Education Finance Program entitlement in the July calculation.

2711 2. On the same date as the certification in sub-  
2712 subparagraph 1.a., the Department of Revenue shall certify to  
2713 the Commissioner of Education for each district:

2714 a. Each year for which the property appraiser has certified  
2715 the taxable value pursuant to s. 193.122(2) or (3), if  
2716 applicable, since the prior certification under sub-subparagraph  
2717 1.a.

2718 b. For each year identified in sub-subparagraph a., the  
2719 taxable value certified by the appraiser pursuant to s.  
2720 193.122(2) or (3), if applicable, since the prior certification  
2721 under sub-subparagraph 1.a. This is the certification that  
2722 reflects all final administrative actions of the value  
2723 adjustment board.

2724 (14) QUALITY ASSURANCE GUARANTEE.—The Legislature may  
2725 annually in the General Appropriations Act determine a  
2726 percentage increase in funds per K-12 unweighted FTE as a  
2727 minimum guarantee to each school district. The guarantee shall  
2728 be calculated from prior year base funding per unweighted FTE  
2729 student which shall include the adjusted FTE dollars as provided  
2730 in subsection (19) ~~(16)~~, quality guarantee funds, and actual  
2731 nonvoted discretionary local effort from taxes. From the base  
2732 funding per unweighted FTE, the increase shall be calculated for  
2733 the current year. The current year funds from which the  
2734 guarantee shall be determined shall include the adjusted FTE  
2735 dollars as provided in subsection (19) ~~(16)~~ and potential  
2736 nonvoted discretionary local effort from taxes. A comparison of



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2737 current year funds per unweighted FTE to prior year funds per  
2738 unweighted FTE shall be computed. For those school districts  
2739 which have less than the legislatively assigned percentage  
2740 increase, funds shall be provided to guarantee the assigned  
2741 percentage increase in funds per unweighted FTE student. Should  
2742 appropriated funds be less than the sum of this calculated  
2743 amount for all districts, the commissioner shall prorate each  
2744 district's allocation. This provision shall be implemented to  
2745 the extent specifically funded.

2746 (16) HOPE SUPPLEMENTAL SERVICES ALLOCATION.-The hope  
2747 supplemental services allocation is created to provide district-  
2748 managed turnaround schools, as required under s. 1008.33(4) (a),  
2749 charter schools authorized under s. 1008.33(4) (b)2., district-  
2750 managed charter schools authorized under s. 1008.33(4) (b)3.a.,  
2751 schools of hope authorized under s. 1008.33(4) (b)3.b., and  
2752 franchise model schools as authorized under s. 1008.33(4) (b)4.,  
2753 with funds to offer services designed to improve the overall  
2754 academic and community welfare of the schools' students and  
2755 their families.

2756 (a) Services funded by the allocation may include, but are  
2757 not limited to, tutorial and after-school programs, student  
2758 counseling, nutrition education, and parental counseling. In  
2759 addition, services may also include models that develop a  
2760 culture that encourages students to complete high school and to  
2761 attend college or career training, set high academic  
2762 expectations, inspire character development, and include an  
2763 extended school day and school year.

2764 (b) Prior to distribution of the allocation, a school  
2765 district, for a district turnaround school and persistently low-





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2766 performing schools that use a franchise model; a hope operator,  
2767 for a school of hope; or the charter school governing board for  
2768 a charter school, as applicable, shall develop and submit a plan  
2769 for implementation to its respective governing body for approval  
2770 no later than August 1 of the fiscal year.

2771 (c) At a minimum, the plans required under paragraph (b)  
2772 must:

2773 1. Establish comprehensive support services that develop  
2774 family and community partnerships;

2775 2. Establish clearly defined and measurable high academic  
2776 and character standards;

2777 3. Increase parental involvement and engagement in the  
2778 child's education;

2779 4. Describe how instructional personnel will be identified,  
2780 recruited, retained, and rewarded;

2781 5. Provide professional development that focuses on  
2782 academic rigor, direct instruction, and creating high academic  
2783 and character standards; and

2784 6. Provide focused instruction to improve student academic  
2785 proficiency, which may include additional instruction time  
2786 beyond the normal school day or school year.

2787 (d) Each school district and hope operator shall submit  
2788 approved plans to the commissioner by September 1 of each fiscal  
2789 year.

2790 (e) For the 2018-2019 fiscal year, a school that is  
2791 selected to receive funding in the 2017-2018 fiscal year  
2792 pursuant to s. 1002.333(10)(c) shall receive \$2,000 per FTE. A  
2793 district-managed turnaround school required under s.  
2794 1008.33(4)(a), charter school authorized under s.



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2795 1008.33(4)(b)2., district-managed charter school authorized  
2796 under s. 1008.33(4)(b)3.a., school of hope authorized under s.  
2797 1008.33(4)(b)3.b., and franchise model school authorized under  
2798 s. 1008.33(4)(b)4. are eligible for the remaining funds based on  
2799 the school's unweighted FTE, up to \$2,000 per FTE or as provided  
2800 in the General Appropriations Act.

2801 (f) For the 2019-2020 fiscal year and thereafter, each  
2802 school district's allocation shall be based on the unweighted  
2803 FTE student enrollment at the eligible schools and a per-FTE  
2804 funding amount of up to \$2,000 per FTE or as provided in the  
2805 General Appropriations Act. If the calculated funds for  
2806 unweighted FTE student enrollment at the eligible schools exceed  
2807 the per-FTE funds appropriated, the allocation of funds to each  
2808 school district must be prorated based on each school district's  
2809 share of the total unweighted FTE student enrollment for the  
2810 eligible schools.

2811 (17) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental health  
2812 assistance allocation is created to provide funding to assist  
2813 school districts and charter schools in their compliance with  
2814 the requirements and specifications established in s. 1006.05.  
2815 These funds must be allocated annually in the General  
2816 Appropriations Act to each eligible school district and  
2817 developmental research school based on each entity's  
2818 proportionate share of Florida Education Finance Program base  
2819 funding. The district funding allocation must include a minimum  
2820 amount, as provided in the General Appropriations Act. Eligible  
2821 charter schools are entitled to a proportionate share of  
2822 district funding for the program. The allocated funds may not  
2823 supplant funds that are provided for this purpose from other



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2824 operating funds and may not be used to increase salaries or  
2825 provide bonuses, except for personnel hired to implement the  
2826 plans required by s. 1006.05. School districts and schools must  
2827 maximize third-party funding from Medicaid and private insurance  
2828 when appropriate.

2829 (18) FUNDING COMPRESSION ALLOCATION.—The Legislature may  
2830 provide an annual funding compression allocation in the General  
2831 Appropriations Act. The allocation is created to provide  
2832 additional funding to school districts and developmental  
2833 research schools whose total funds per FTE in the prior year  
2834 were less than the statewide average. Using the most recent  
2835 prior year FEFP calculation for each eligible school district,  
2836 the total funds per FTE shall be subtracted from the state  
2837 average funds per FTE, not including any adjustments made  
2838 pursuant to paragraph (19) (b). The resulting funds per FTE  
2839 difference, or a portion thereof, as designated in the General  
2840 Appropriations Act, shall then be multiplied by the school  
2841 district's total unweighted FTE to provide the allocation. If  
2842 the calculated funds are greater than the amount included in the  
2843 General Appropriations Act, they must be prorated to the  
2844 appropriation amount based on each participating school  
2845 district's share.

2846 Section 32. Subsection (5) of section 1011.69, Florida  
2847 Statutes, is amended to read:

2848 1011.69 Equity in School-Level Funding Act.—

2849 (5) After providing Title I, Part A, Basic funds to schools  
2850 above the 75 percent poverty threshold, which may include high  
2851 schools above the 50 percent threshold as allowed by federal  
2852 law, school districts shall provide any remaining Title I, Part



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2853 A, Basic funds directly to all eligible schools as provided in  
2854 this subsection. For purposes of this subsection, an eligible  
2855 school is a school that is eligible to receive Title I funds,  
2856 including a charter school. The threshold for identifying  
2857 eligible schools may not exceed the threshold established by a  
2858 school district for the 2016-2017 school year or the statewide  
2859 percentage of economically disadvantaged students, as determined  
2860 annually.

2861 (a) Prior to the allocation of Title I funds to eligible  
2862 schools, a school district may withhold funds only as follows:

2863 1. One percent for parent involvement, in addition to the  
2864 one percent the district must reserve under federal law for  
2865 allocations to eligible schools for parent involvement;

2866 2. A necessary and reasonable amount for administration;<sup>7</sup>

2867 ~~3. which includes~~ The district's approved indirect cost  
2868 ~~rate, not to exceed a total of 8 percent; and~~

2869 ~~4.3.~~ A reasonable and necessary amount to provide:

2870 a. Homeless programs;

2871 b. Delinquent and neglected programs;

2872 c. Prekindergarten programs and activities;

2873 d. Private school equitable services; and

2874 e. Transportation for foster care children to their school  
2875 of origin or choice programs; ~~and.~~

2876 5. A necessary and reasonable amount for eligible schools  
2877 to provide:

2878 a. Extended learning opportunities, such as summer school,  
2879 before-school and after-school programs, and additional class  
2880 periods of instruction during the school day; and

2881 b. Supplemental academic and enrichment services, staff



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2882 development, and planning and curriculum, as well as wrap-around  
2883 services.

2884 (b) All remaining Title I funds shall be distributed to all  
2885 eligible schools in accordance with federal law and regulation.  
2886 To maximize the efficient use of resources, school districts may  
2887 allow eligible schools, not including charter schools, to ~~An~~  
2888 eligible school may use funds under this subsection for  
2889 district-level to participate in discretionary educational  
2890 services provided by the school district.

2891 Section 33. Subsection (5) of section 1011.71, Florida  
2892 Statutes, is amended to read:

2893 1011.71 District school tax.—

2894 (5) ~~Effective July 1, 2008,~~ A school district may expend,  
2895 subject to ~~the provisions of~~ s. 200.065, up to \$150 ~~\$100~~ per  
2896 unweighted full-time equivalent student from the revenue  
2897 generated by the millage levy authorized by subsection (2) to  
2898 fund, in addition to expenditures authorized in paragraphs  
2899 (2) (a)-(j), expenses for the following:

2900 (a) The purchase, lease-purchase, or lease of driver's  
2901 education vehicles; motor vehicles used for the maintenance or  
2902 operation of plants and equipment; security vehicles; or  
2903 vehicles used in storing or distributing materials and  
2904 equipment.

2905 (b) Payment of the cost of premiums, as defined in s.  
2906 627.403, for property and casualty insurance necessary to insure  
2907 school district educational and ancillary plants. As used in  
2908 this paragraph, casualty insurance has the same meaning as in s.  
2909 624.605(1) (d), (f), (g), (h), and (m). Operating revenues that  
2910 are made available through the payment of property and casualty



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2911 insurance premiums from revenues generated under this subsection  
2912 may be expended only for nonrecurring operational expenditures  
2913 of the school district.

2914 Section 34. Section 1012.315, Florida Statutes, is amended  
2915 to read:

2916 1012.315 Disqualification from employment.—A person is  
2917 ineligible for educator certification, and instructional  
2918 personnel and school administrators, as defined in s. 1012.01,  
2919 are ineligible for employment in any position that requires  
2920 direct contact with students in a district school system,  
2921 charter school, or private school that accepts scholarship  
2922 students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, or  
2923 another state scholarship program under chapter 1002, if the  
2924 person, instructional personnel, or school administrator has  
2925 been convicted of:

2926 (1) Any felony offense prohibited under any of the  
2927 following statutes:

2928 (a) Section 393.135, relating to sexual misconduct with  
2929 certain developmentally disabled clients and reporting of such  
2930 sexual misconduct.

2931 (b) Section 394.4593, relating to sexual misconduct with  
2932 certain mental health patients and reporting of such sexual  
2933 misconduct.

2934 (c) Section 415.111, relating to adult abuse, neglect, or  
2935 exploitation of aged persons or disabled adults.

2936 (d) Section 782.04, relating to murder.

2937 (e) Section 782.07, relating to manslaughter, aggravated  
2938 manslaughter of an elderly person or disabled adult, aggravated  
2939 manslaughter of a child, or aggravated manslaughter of an



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2940 officer, a firefighter, an emergency medical technician, or a  
2941 paramedic.  
2942 (f) Section 784.021, relating to aggravated assault.  
2943 (g) Section 784.045, relating to aggravated battery.  
2944 (h) Section 784.075, relating to battery on a detention or  
2945 commitment facility staff member or a juvenile probation  
2946 officer.  
2947 (i) Section 787.01, relating to kidnapping.  
2948 (j) Section 787.02, relating to false imprisonment.  
2949 (k) Section 787.025, relating to luring or enticing a  
2950 child.  
2951 (l) Section 787.04(2), relating to leading, taking,  
2952 enticing, or removing a minor beyond the state limits, or  
2953 concealing the location of a minor, with criminal intent pending  
2954 custody proceedings.  
2955 (m) Section 787.04(3), relating to leading, taking,  
2956 enticing, or removing a minor beyond the state limits, or  
2957 concealing the location of a minor, with criminal intent pending  
2958 dependency proceedings or proceedings concerning alleged abuse  
2959 or neglect of a minor.  
2960 (n) Section 790.115(1), relating to exhibiting firearms or  
2961 weapons at a school-sponsored event, on school property, or  
2962 within 1,000 feet of a school.  
2963 (o) Section 790.115(2)(b), relating to possessing an  
2964 electric weapon or device, destructive device, or other weapon  
2965 at a school-sponsored event or on school property.  
2966 (p) Section 794.011, relating to sexual battery.  
2967 (q) Former s. 794.041, relating to sexual activity with or  
2968 solicitation of a child by a person in familial or custodial



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2969 authority.  
2970 (r) Section 794.05, relating to unlawful sexual activity  
2971 with certain minors.  
2972 (s) Section 794.08, relating to female genital mutilation.  
2973 (t) Chapter 796, relating to prostitution.  
2974 (u) Chapter 800, relating to lewdness and indecent  
2975 exposure.  
2976 (v) Section 806.01, relating to arson.  
2977 (w) Section 810.14, relating to voyeurism.  
2978 (x) Section 810.145, relating to video voyeurism.  
2979 (y) Section 812.014(6), relating to coordinating the  
2980 commission of theft in excess of \$3,000.  
2981 (z) Section 812.0145, relating to theft from persons 65  
2982 years of age or older.  
2983 (aa) Section 812.019, relating to dealing in stolen  
2984 property.  
2985 (bb) Section 812.13, relating to robbery.  
2986 (cc) Section 812.131, relating to robbery by sudden  
2987 snatching.  
2988 (dd) Section 812.133, relating to carjacking.  
2989 (ee) Section 812.135, relating to home-invasion robbery.  
2990 (ff) Section 817.563, relating to fraudulent sale of  
2991 controlled substances.  
2992 (gg) Section 825.102, relating to abuse, aggravated abuse,  
2993 or neglect of an elderly person or disabled adult.  
2994 (hh) Section 825.103, relating to exploitation of an  
2995 elderly person or disabled adult.  
2996 (ii) Section 825.1025, relating to lewd or lascivious  
2997 offenses committed upon or in the presence of an elderly person





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2998 or disabled person.  
2999 (jj) Section 826.04, relating to incest.  
3000 (kk) Section 827.03, relating to child abuse, aggravated  
3001 child abuse, or neglect of a child.  
3002 (ll) Section 827.04, relating to contributing to the  
3003 delinquency or dependency of a child.  
3004 (mm) Section 827.071, relating to sexual performance by a  
3005 child.  
3006 (nn) Section 843.01, relating to resisting arrest with  
3007 violence.  
3008 (oo) Chapter 847, relating to obscenity.  
3009 (pp) Section 874.05, relating to causing, encouraging,  
3010 soliciting, or recruiting another to join a criminal street  
3011 gang.  
3012 (qq) Chapter 893, relating to drug abuse prevention and  
3013 control, if the offense was a felony of the second degree or  
3014 greater severity.  
3015 (rr) Section 916.1075, relating to sexual misconduct with  
3016 certain forensic clients and reporting of such sexual  
3017 misconduct.  
3018 (ss) Section 944.47, relating to introduction, removal, or  
3019 possession of contraband at a correctional facility.  
3020 (tt) Section 985.701, relating to sexual misconduct in  
3021 juvenile justice programs.  
3022 (uu) Section 985.711, relating to introduction, removal, or  
3023 possession of contraband at a juvenile detention facility or  
3024 commitment program.  
3025 (2) Any misdemeanor offense prohibited under any of the  
3026 following statutes:



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3027 (a) Section 784.03, relating to battery, if the victim of  
3028 the offense was a minor.

3029 (b) Section 787.025, relating to luring or enticing a  
3030 child.

3031 (3) Any criminal act committed in another state or under  
3032 federal law which, if committed in this state, constitutes an  
3033 offense prohibited under any statute listed in subsection (1) or  
3034 subsection (2).

3035 (4) Any delinquent act committed in this state or any  
3036 delinquent or criminal act committed in another state or under  
3037 federal law which, if committed in this state, qualifies an  
3038 individual for inclusion on the Registered Juvenile Sex Offender  
3039 List under s. 943.0435(1)(h)1.d.

3040 Section 35. Paragraphs (b) and (c) of subsection (3) of  
3041 section 1012.731, Florida Statutes, are amended to read:

3042 1012.731 The Florida Best and Brightest Teacher Scholarship  
3043 Program.—

3044 (3)

3045 (b)1. In order to demonstrate eligibility for an award, an  
3046 eligible classroom teacher must submit to the school district,  
3047 no later than November 1, an official record of his or her  
3048 qualifying assessment score and, beginning with the 2020-2021  
3049 school year, an official transcript demonstrating that he or she  
3050 graduated cum laude or higher with a baccalaureate degree, if  
3051 applicable. Once a classroom teacher is deemed eligible by the  
3052 school district, the teacher shall remain eligible as long as he  
3053 or she remains employed by the school district as a classroom  
3054 teacher at the time of the award and receives an annual  
3055 performance evaluation rating of highly effective pursuant to s.



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3056 1012.34 or is evaluated as highly effective based on a  
3057 commissioner-approved student learning growth formula pursuant  
3058 to s. 1012.34(8) for the 2019-2020 school year or thereafter.

3059 2. A school district employee who, in the prior school  
3060 year, was rated highly effective and met the eligibility  
3061 requirements under this section as a classroom teacher, is  
3062 eligible to receive a scholarship award during the current  
3063 school year if he or she maintains employment with the school  
3064 district.

3065 ~~(c) Notwithstanding the requirements of this subsection,~~  
3066 ~~for the 2017-2018, 2018-2019, and 2019-2020 school years, any~~  
3067 ~~classroom teacher who:~~

3068 ~~1. Was evaluated as highly effective pursuant to s. 1012.34~~  
3069 ~~in the school year immediately preceding the year in which the~~  
3070 ~~scholarship will be awarded shall receive a scholarship of~~  
3071 ~~\$1200, including a classroom teacher who received an award~~  
3072 ~~pursuant to paragraph (a).~~

3073 ~~2. Was evaluated as effective pursuant to s. 1012.34 in the~~  
3074 ~~school year immediately preceding the year in which the~~  
3075 ~~scholarship will be awarded a scholarship of up to \$800. If the~~  
3076 ~~number of eligible classroom teachers under this subparagraph~~  
3077 ~~exceeds the total allocation, the department shall prorate the~~  
3078 ~~per-teacher scholarship amount.~~

3079  
3080 ~~This paragraph expires July 1, 2020.~~

3081 Section 36. Subsections (2), (3), and (4) of section  
3082 1012.732, Florida Statutes, are amended to read:

3083 1012.732 The Florida Best and Brightest Principal  
3084 Scholarship Program.—



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3085 (2) There is created the Florida Best and Brightest  
3086 Principal Scholarship Program to be administered by the  
3087 Department of Education. The program shall provide categorical  
3088 funding for scholarships to be awarded to school principals, as  
3089 defined in s. 1012.01(3)(c)1., who are serving as a franchise  
3090 model school principal or who have recruited and retained a high  
3091 percentage of best and brightest teachers.

3092 (3)(a) A school principal identified pursuant to s.  
3093 1012.731(4)(c) is eligible to receive a scholarship under this  
3094 section if he or she has served as school principal at his or  
3095 her school for at least 2 consecutive school years including the  
3096 current school year and his or her school has a ratio of best  
3097 and brightest teachers to other classroom teachers that is at  
3098 the 80th percentile or higher for schools within the same grade  
3099 group, statewide, including elementary schools, middle schools,  
3100 high schools, and schools with a combination of grade levels.

3101 (b) A principal of a franchise model school, as defined in  
3102 s. 1002.334, is eligible to receive a scholarship under this  
3103 section.

3104 (4) Annually, by February 1, the department shall identify  
3105 eligible school principals and disburse funds to each school  
3106 district for each eligible school principal to receive a  
3107 scholarship.

3108 (a) A scholarship of \$10,000 ~~\$5,000~~ must be awarded to each  
3109 franchise model school principal who is ~~every~~ eligible under  
3110 paragraph (3)(b).

3111 (b) A scholarship of \$5,000 must be awarded to each school  
3112 principal assigned to a Title I school and a scholarship of  
3113 \$4,000 to each ~~every~~ eligible school principal who is not



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3114 assigned to a Title I school and who is eligible under paragraph  
3115 (3) (a).

3116 Section 37. Paragraph (e) of subsection (1) of section  
3117 1012.796, Florida Statutes, is amended to read:

3118 1012.796 Complaints against teachers and administrators;  
3119 procedure; penalties.—

3120 (1)

3121 (e) If allegations arise against an employee who is  
3122 certified under s. 1012.56 and employed in an educator-  
3123 certificated position in any public school, charter school or  
3124 governing board thereof, or private school that accepts  
3125 scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s.  
3126 1002.395, or another state scholarship program under chapter  
3127 1002, the school shall file in writing with the department a  
3128 legally sufficient complaint within 30 days after the date on  
3129 which the subject matter of the complaint came to the attention  
3130 of the school. A complaint is legally sufficient if it contains  
3131 ultimate facts that show a violation has occurred as provided in  
3132 s. 1012.795 and defined by rule of the State Board of Education.  
3133 The school shall include all known information relating to the  
3134 complaint with the filing of the complaint. This paragraph does  
3135 not limit or restrict the power and duty of the department to  
3136 investigate complaints, regardless of the school's untimely  
3137 filing, or failure to file, complaints and followup reports.

3138 Section 38. Present paragraphs (a) through (d) of  
3139 subsection (1) of section 1013.31, Florida Statutes, are  
3140 redesignated as paragraphs (b) through (e), respectively, and a  
3141 new paragraph (a) is added to that subsection, to read:

3142 1013.31 Educational plant survey; localized need



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3143 assessment; PECO project funding.-

3144 (1) At least every 5 years, each board shall arrange for an  
3145 educational plant survey, to aid in formulating plans for  
3146 housing the educational program and student population, faculty,  
3147 administrators, staff, and auxiliary and ancillary services of  
3148 the district or campus, including consideration of the local  
3149 comprehensive plan. The Department of Education shall document  
3150 the need for additional career and adult education programs and  
3151 the continuation of existing programs before facility  
3152 construction or renovation related to career or adult education  
3153 may be included in the educational plant survey of a school  
3154 district or Florida College System institution that delivers  
3155 career or adult education programs. Information used by the  
3156 Department of Education to establish facility needs must  
3157 include, but need not be limited to, labor market data, needs  
3158 analysis, and information submitted by the school district or  
3159 Florida College System institution.

3160 (a) Educational plant survey and localized need assessment  
3161 for capital outlay purposes.-A district may only use funds from  
3162 the following sources for educational, auxiliary, and ancillary  
3163 plant capital outlay purposes without needing a survey  
3164 recommendation:

3165 1. The local capital outlay improvement fund, consisting of  
3166 funds that come from and are a part of the district's basic  
3167 operating budget;

3168 2. If a board decides to build an educational, auxiliary,  
3169 or ancillary facility without a survey recommendation and the  
3170 taxpayers approve a bond referendum, the voted bond referendum;

3171 3. One-half cent sales surtax revenue;



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- 3172           4. One cent local governmental surtax revenue;  
3173           5. Impact fees; and  
3174           6. Private gifts or donations.

3175           Section 39. Paragraph (e) is added to subsection (2) of  
3176 section 1013.385, Florida Statutes, to read:

3177           1013.385 School district construction flexibility.—

3178           (2) A resolution adopted under this section may propose  
3179 implementation of exceptions to requirements of the uniform  
3180 statewide building code for the planning and construction of  
3181 public educational and ancillary plants adopted pursuant to ss.  
3182 553.73 and 1013.37 relating to:

3183           (e) Any other provisions that limit the ability of a school  
3184 to operate in a facility on the same basis as a charter school  
3185 pursuant to s. 1002.33(18) if the regional planning council  
3186 determines that there is sufficient shelter capacity within the  
3187 school district as documented in the Statewide Emergency Shelter  
3188 Plan.

3189           Section 40. Subsection (3) of section 1013.62, Florida  
3190 Statutes, is amended, and paragraph (c) is added to subsection  
3191 (1) of that section, to read:

3192           1013.62 Charter schools capital outlay funding.—

3193           (1) Charter school capital outlay funding shall consist of  
3194 revenue resulting from the discretionary millage authorized in  
3195 s. 1011.71(2) and state funds when such funds are appropriated  
3196 in the General Appropriations Act.

3197           (c) It is the intent of the Legislature that the public  
3198 interest be protected by prohibiting personal financial  
3199 enrichment by owners, operators, managers, real estate  
3200 developers, and other affiliated parties of charter schools.



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3201 Therefore, a charter school is not eligible for a funding  
3202 allocation unless the chair of the governing board and the chief  
3203 administrative officer of the charter school annually certify  
3204 under oath that the funds will be used solely and exclusively  
3205 for constructing, renovating, or improving charter school  
3206 facilities that are:

3207 1. Owned by a school district, a political subdivision of  
3208 the state, a municipality, a Florida College System institution,  
3209 or a state university;

3210 2. Owned by an organization that is qualified as an exempt  
3211 organization under s. 501(c)(3) of the Internal Revenue Code  
3212 whose articles of incorporation specify that, upon the  
3213 organization's dissolution, the subject property will be  
3214 transferred to a school district, a political subdivision of the  
3215 state, a municipality, a Florida College System institution, or  
3216 a state university; or

3217 3. Owned by and leased, at a fair market value in the  
3218 school district in which the charter school is located, from a  
3219 person or entity that is not an affiliated party of the charter  
3220 school. For the purposes of this subparagraph, the term  
3221 "affiliated party of the charter school" means the applicant for  
3222 the charter school pursuant to s. 1002.33; the governing board  
3223 of the charter school or a member of the governing board; the  
3224 charter school owner; the charter school principal; an employee  
3225 of the charter school; an independent contractor of the charter  
3226 school or the governing board of the charter school; a relative,  
3227 as defined in s. 1002.33(24)(a)2., of a charter school governing  
3228 board member, a charter school owner, a charter school  
3229 principal, a charter school employee, or an independent





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3230 contractor of a charter school or charter school governing  
3231 board; a subsidiary corporation, a service corporation, an  
3232 affiliated corporation, a parent corporation, a limited  
3233 liability company, a limited partnership, a trust, a  
3234 partnership, or a related party that, individually or through  
3235 one or more entities, shares common ownership or control and  
3236 directly or indirectly manages, administers, controls, or  
3237 oversees the operation of the charter school; or any person or  
3238 entity, individually or through one or more entities that share  
3239 common ownership, which directly or indirectly manages,  
3240 administers, controls, or oversees the operation of any of the  
3241 foregoing.

3242       (3) If the school board levies the discretionary millage  
3243 authorized in s. 1011.71(2), the department shall use the  
3244 following calculation methodology to determine the amount of  
3245 revenue that a school district must distribute to each eligible  
3246 charter school:

3247       (a) Reduce the total discretionary millage revenue by the  
3248 school district's annual debt service obligation incurred as of  
3249 March 1, 2017, and any amount of participation requirement  
3250 pursuant to s. 1013.64(2)(a)8. that is being satisfied by  
3251 revenues raised by the discretionary millage.

3252       (b) Divide the school district's adjusted discretionary  
3253 millage revenue by the district's total capital outlay full-time  
3254 equivalent membership and the total number of unweighted full-  
3255 time equivalent students of each eligible charter school to  
3256 determine a capital outlay allocation per full-time equivalent  
3257 student.

3258       (c) Multiply the capital outlay allocation per full-time



3259 equivalent student by the total number of full-time equivalent  
3260 students for all of each eligible charter schools within the  
3261 district school to determine the total charter school capital  
3262 outlay allocation for each district charter school.

3263 (d) If applicable, reduce the capital outlay allocation  
3264 identified in paragraph (c) by the total amount of state funds  
3265 allocated pursuant to subsection (2) to all each eligible  
3266 charter schools within a district school in subsection (2) to  
3267 determine the net total maximum calculated capital outlay  
3268 allocation from local funds. If state funds are not allocated  
3269 pursuant to subsection (2), the amount determined in paragraph  
3270 (c) is equal to the net total calculated capital outlay  
3271 allocation from local funds for each district.

3272 (e) For each charter school within each district, the net  
3273 capital outlay amount from local funds shall be calculated in  
3274 the same manner as the state funds in paragraphs (2) (a)-(d),  
3275 except that the base charter school per weighted FTE allocation  
3276 amount shall be determined by dividing the net total capital  
3277 outlay amount from local funds by the total weighted FTE for all  
3278 eligible charter schools within the district. The per weighted  
3279 FTE allocation amount from local funds shall be multiplied by  
3280 the weighted FTE for each charter school to determine each  
3281 charter school's capital outlay allocation from local funds.

3282 (f) ~~(e)~~ School districts shall distribute capital outlay  
3283 funds to charter schools no later than February 1 of each year,  
3284 ~~beginning on February 1, 2018, for the 2017-2018 fiscal year.~~

3285 Section 41. Effective July 1, 2019, subsection (13) of  
3286 section 212.08, Florida Statutes, is amended to read:

3287 212.08 Sales, rental, use, consumption, distribution, and



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3288 storage tax; specified exemptions.—The sale at retail, the  
3289 rental, the use, the consumption, the distribution, and the  
3290 storage to be used or consumed in this state of the following  
3291 are hereby specifically exempt from the tax imposed by this  
3292 chapter.

3293 (13) No transactions shall be exempt from the tax imposed  
3294 by this chapter except those expressly exempted herein. All laws  
3295 granting tax exemptions, to the extent they may be inconsistent  
3296 or in conflict with this chapter, including, but not limited to,  
3297 the following designated laws, shall yield to and be superseded  
3298 by the provisions of this subsection: ss. 125.019, 153.76,  
3299 154.2331, 159.15, 159.31, 159.50, 159.708, 163.385, 163.395,  
3300 215.76, 243.33, 315.11, 348.65, 348.762, 349.13, 403.1834, and  
3301 616.07, and 623.09, and the following Laws of Florida, acts of  
3302 the year indicated: s. 31, chapter 30843, 1955; s. 19, chapter  
3303 30845, 1955; s. 12, chapter 30927, 1955; s. 8, chapter 31179,  
3304 1955; s. 15, chapter 31263, 1955; s. 13, chapter 31343, 1955; s.  
3305 16, chapter 59-1653; s. 13, chapter 59-1356; s. 12, chapter 61-  
3306 2261; s. 19, chapter 61-2754; s. 10, chapter 61-2686; s. 11,  
3307 chapter 63-1643; s. 11, chapter 65-1274; s. 16, chapter 67-1446;  
3308 and s. 10, chapter 67-1681. This subsection does not supersede  
3309 the authority of a local government to adopt financial and local  
3310 government incentives pursuant to s. 163.2517.

3311 Section 42. For the 2018-2019 fiscal year, the sum of  
3312 \$2,596,560 in recurring funds from the General Revenue Fund and  
3313 the sum of \$392,134 in nonrecurring funds from the General  
3314 Revenue Fund are appropriated to the Department of Education to  
3315 implement this act as follows: the sum of \$2 million in  
3316 recurring funds shall be used to implement the Hope Scholarship



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3317 Program created pursuant to s. 1002.40, Florida Statutes, the  
3318 sum of \$596,560 in recurring funds and \$142,134 in nonrecurring  
3319 funds shall be used to implement the additional oversight  
3320 requirements pursuant to s. 1002.421, Florida Statutes, and the  
3321 sum of \$250,000 in nonrecurring funds shall be used to issue a  
3322 competitive grant award pursuant to s. 1002.395(9), Florida  
3323 Statutes.

3324       Section 43. The Department of Revenue may, and all  
3325 conditions are deemed met to, adopt emergency rules pursuant to  
3326 ss. 120.536(1) and 120.54, Florida Statutes, to administer this  
3327 act.

3328       Section 44. Except as otherwise expressly provided in this  
3329 act, this act shall take effect July 1, 2018

3330  
3331 ===== T I T L E   A M E N D M E N T =====  
3332 And the title is amended as follows:

3333       Delete everything before the enacting clause  
3334 and insert:

3335                               A bill to be entitled  
3336       An act relating to education; creating s. 212.1832,  
3337       F.S.; authorizing certain persons to receive a tax  
3338       credit for certain contributions to eligible nonprofit  
3339       scholarship-funding organizations for the Hope  
3340       Scholarship Program; providing requirements for motor  
3341       vehicle dealers; requiring the Department of Revenue  
3342       to disregard certain tax credits for specified  
3343       purposes; providing that specified provisions apply to  
3344       certain provisions; amending s. 213.053, F.S.;

3345       authorizing the Department of Revenue to share



3346 specified information with eligible nonprofit  
3347 scholarship-funding organizations; providing that  
3348 certain requirements apply to such organizations;  
3349 repealing ch. 623, F.S., relating to private school  
3350 corporations, on a specified date; amending s.  
3351 1001.10, F.S.; revising the private schools to which  
3352 the Department of Education is required to provide  
3353 technical assistance and authorized staff; amending s.  
3354 1001.4205, F.S.; authorizing a member of the State  
3355 Legislature to visit any district school, including  
3356 any charter school, in his or her legislative  
3357 district; amending s. 1002.01, F.S.; revising and  
3358 defining terms; amending s. 1002.20; updating  
3359 educational options and terminology; amending s.  
3360 1002.33, F.S.; extending the period of time for which  
3361 a charter school may defer its opening for specified  
3362 reasons; amending s. 1002.331, F.S.; revising the  
3363 requirements for a charter school to be considered a  
3364 high-performing charter school; amending s. 1002.333,  
3365 F.S.; redefining the terms "persistently low-  
3366 performing school" and "school of hope"; revising the  
3367 required contents of a school of hope notice of intent  
3368 and performance-based agreement; revising school of  
3369 hope facility requirements; specifying that certain  
3370 schools of hope are eligible to receive hope  
3371 supplemental service allocation funds; requiring the  
3372 State Board of Education to provide awards to all  
3373 eligible schools that meet certain requirements;  
3374 providing for certain funds for the Schools of Hope



3375 Program to be carried forward for a specified number  
3376 of years; prohibiting a school of hope operator or  
3377 owner from serving as the principal of a school of  
3378 hope that he or she manages; conforming cross-  
3379 references; creating s. 1002.334, F.S.; defining the  
3380 term "franchise model school"; authorizing specified  
3381 schools to use a franchise model school as a  
3382 turnaround option; specifying requirements for a  
3383 franchise model school principal; amending s.  
3384 1002.385, F.S.; revising the meaning of a rare disease  
3385 within the definition of a "disability" for purposes  
3386 of the Gardiner Scholarship Program; revising  
3387 requirements for private schools that participate in  
3388 the program; specifying that the failure or refusal,  
3389 rather than the inability of, a private school to meet  
3390 certain requirements constitutes a basis for program  
3391 ineligibility; conforming cross-references; amending  
3392 s. 1002.39, F.S.; revising the purpose of department  
3393 site visits at private schools participating in the  
3394 John M. McKay Scholarships for Students with  
3395 Disabilities Program; authorizing the department to  
3396 make followup site visits at any time to certain  
3397 private schools; requiring participating private  
3398 schools to provide a specified report from an  
3399 independent certified public accountant under certain  
3400 circumstances; specifying that the failure or refusal,  
3401 rather than the inability of, a private school to meet  
3402 certain requirements constitutes a basis for program  
3403 ineligibility; conforming provisions to changes made



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3404 by the act; amending s. 1002.395, F.S.; revising  
3405 obligations of eligible nonprofit scholarship-funding  
3406 organizations participating in the Florida Tax Credit  
3407 Scholarship Program; specifying that the failure or  
3408 refusal, rather than the inability of, a private  
3409 school to meet certain requirements constitutes a  
3410 basis for program ineligibility; revising the purpose  
3411 of department site visits at private schools  
3412 participating in the Florida Tax Credit Scholarship  
3413 Program; authorizing the department to make followup  
3414 site visits at any time to certain private schools;  
3415 conforming provisions to changes made by the act;  
3416 creating s. 1002.40, F.S.; establishing the Hope  
3417 Scholarship Program; providing the purpose of the  
3418 program; defining terms; providing eligibility  
3419 requirements; prohibiting the payment of a scholarship  
3420 under certain circumstances; requiring a principal to  
3421 provide copies of a report of physical violence or  
3422 emotional abuse to certain individuals within  
3423 specified timeframes; requiring the principal to  
3424 investigate such incidents; requiring a school  
3425 district to notify an eligible student's parent of the  
3426 program under certain circumstances; requiring a  
3427 school district to provide certain information  
3428 relating to the statewide assessment program;  
3429 providing requirements and obligations for eligible  
3430 private schools; providing Department of Education  
3431 obligations relating to participating students and  
3432 private schools and program requirements; providing



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3433 Commissioner of Education obligations; requiring the  
3434 commissioner to deny, suspend, or revoke a private  
3435 school's participation in the program or the payment  
3436 of scholarship funds under certain circumstances;  
3437 defining the term "owner or operator"; providing a  
3438 process for review of a decision from the commissioner  
3439 under certain circumstances; providing for the release  
3440 of personally identifiable student information under  
3441 certain circumstances; providing parent and student  
3442 responsibilities for initial and continued  
3443 participation in the program; providing nonprofit  
3444 scholarship-funding organization obligations;  
3445 providing for the calculation of the scholarship  
3446 amount; providing the scholarship amount for students  
3447 transferred to certain public schools; requiring  
3448 verification of specified information before a  
3449 scholarship may be disbursed; providing requirements  
3450 for the scholarship payments; providing funds for  
3451 administrative expenses for certain nonprofit  
3452 scholarship-funding organizations; providing  
3453 requirements for administrative expenses; prohibiting  
3454 a nonprofit scholarship-funding organization from  
3455 charging an application fee; providing Auditor General  
3456 obligations; providing requirements for taxpayer  
3457 elections to contribute to the program; requiring the  
3458 Department of Revenue to adopt forms to administer the  
3459 program; providing requirements for certain agents of  
3460 the Department of Revenue and motor vehicle dealers;  
3461 providing reporting requirements for nonprofit





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3462 scholarship-funding organizations relating to taxpayer  
3463 contributions; providing penalties; providing for the  
3464 restitution of specified funds under certain  
3465 circumstances; providing the state is not liable for  
3466 the award or use of program funds; prohibiting  
3467 additional regulations for private schools  
3468 participating in the program beyond those necessary to  
3469 enforce program requirements; requiring the State  
3470 Board of Education to adopt rules to administer the  
3471 program; amending s. 1002.421, F.S.; defining the term  
3472 "owner or operator"; requiring a private school to  
3473 employ or contract with teachers who meet certain  
3474 qualifications and provide information about such  
3475 qualifications to the department and parents; revising  
3476 the conditions under which a private school employee  
3477 may be exempted from background screening  
3478 requirements; specifying that a private school is  
3479 ineligible to participate in certain scholarship  
3480 programs under certain circumstances; requiring the  
3481 department to annually visit a certain percentage of  
3482 certain private schools; authorizing the department to  
3483 make certain followup site visits at any time;  
3484 requiring the Division of State Fire Marshal to  
3485 annually provide the department with fire safety  
3486 inspection reports for certain private schools;  
3487 requiring that certain private schools provide the  
3488 department with a report from an independent certified  
3489 public accountant under certain circumstances;  
3490 repealing s. 1002.43, F.S., relating to private



3491 tutoring programs; amending s. 1002.55, F.S.;

3492 authorizing an early learning coalition to refuse to

3493 contract with certain private prekindergarten

3494 providers; amending s. 1003.01, F.S.; redefining the

3495 term "regular school attendance"; amending s. 1003.26,

3496 F.S.; conforming a cross-reference; amending s.

3497 1003.41, F.S.; revising the requirements for the Next

3498 Generation Sunshine State Standards to include

3499 financial literacy; amending s. 1003.4282, F.S.;

3500 revising the required credits for a standard high

3501 school diploma to include one-half credit of

3502 instruction in personal financial literacy and money

3503 management and seven and one-half, rather than eight,

3504 credits in electives; creating s. 1003.457, F.S.;

3505 requiring school districts to provide instruction in

3506 cardiopulmonary resuscitation (CPR) and the use of an

3507 automated external defibrillator; requiring students

3508 to study and practice psychomotor skills associated

3509 with CPR at least once before graduating from high

3510 school; requiring the instruction to be a part of a

3511 required curriculum; providing instruction to be based

3512 on certain programs; providing an exemption; amending

3513 s. 1003.453, F.S.; conforming provisions to changes

3514 made by the act; creating s. 1006.05, F.S.; providing

3515 the purpose of the mental health assistance

3516 allocation; requiring that school districts and

3517 charter schools annually develop and submit certain

3518 detailed plans; requiring that approved charter school

3519 plans be provided to the district for submission to



3520 the Commissioner of Education; providing that required  
3521 plans must include certain elements; requiring school  
3522 districts to annually submit approved plans to the  
3523 commissioner by a specified date; requiring that  
3524 entities receiving such allocations annually submit a  
3525 final report on program outcomes and specific  
3526 expenditures to the commissioner by a specified date;  
3527 amending s. 1006.061, F.S.; revising the applicability  
3528 of certain child abuse, abandonment, and neglect  
3529 provisions; amending s. 1006.07, F.S.; requiring  
3530 district school boards to formulate and prescribe  
3531 policies and procedures for active shooter situations;  
3532 requiring that active shooter situation training for  
3533 each school be conducted by the law enforcement agency  
3534 or agencies that are designated as first responders to  
3535 the school's campus; requiring each school district to  
3536 conduct certain assessments in a specified format;  
3537 requiring a district school superintendent to provide  
3538 specified agencies with certain findings and certain  
3539 strategy and activity recommendations to improve  
3540 school safety and security; requiring that district  
3541 school boards and private school principals or  
3542 governing boards allow campus tours by such law  
3543 enforcement agency or agencies at specified times and  
3544 for specified purposes; requiring that certain  
3545 recommendations be documented by such board or  
3546 principal; amending s. 1006.12, F.S.; requiring,  
3547 rather than authorizing, district school boards to  
3548 establish certain school resource officer programs;



3549 requiring a district school board to commission one or  
3550 more school safety officers at each district school  
3551 facility within the district; amending s. 1007.273,  
3552 F.S.; defining the term "structured program";  
3553 providing additional options for students  
3554 participating in a structured program; prohibiting a  
3555 district school board from limiting the number of  
3556 public school students who may participate in a  
3557 structured program; revising contract requirements;  
3558 requiring each district school board to annually  
3559 notify students in certain grades of certain  
3560 information about the structured program, by a  
3561 specified date; revising provisions relating to  
3562 funding; requiring the state board to enforce  
3563 compliance with certain provisions by a specified date  
3564 each year; providing reporting requirements; amending  
3565 s. 1008.33, F.S.; revising the turnaround options  
3566 available for certain schools; amending s. 1011.62,  
3567 F.S.; prohibiting the award of certain bonuses to  
3568 teachers who fail to maintain the security of certain  
3569 examinations or violate certain protocols; authorizing  
3570 the state board to adopt rules for specified purposes;  
3571 creating the hope supplemental services allocation;  
3572 providing the purpose of the allocation; specifying  
3573 the services that may be funded by the allocation;  
3574 providing that implementation plans may include  
3575 certain models; providing requirements for  
3576 implementation plans; providing for the allocation of  
3577 funds in specified fiscal years; creating the mental



3578 health assistance allocation; providing the purpose of  
3579 the allocation; requiring that funds be allocated  
3580 annually in the General Appropriations Act; providing  
3581 for the allocation of such funds on a specified basis;  
3582 providing that eligible charter schools are entitled  
3583 to a proportionate share; prohibiting the use of  
3584 allocated funds to supplant funds provided from other  
3585 operating funds, to increase salaries, or to provide  
3586 bonuses, except in certain circumstances; requiring  
3587 that school districts and schools maximize certain  
3588 third-party funding; creating the funding compression  
3589 allocation; providing the purpose of the allocation;  
3590 authorizing funding for the annual allocation;  
3591 providing the calculation for the allocation; amending  
3592 s. 1011.69, F.S.; authorizing certain high schools to  
3593 receive Title I funds; providing that a school  
3594 district may withhold Title I funds for specified  
3595 purposes; authorizing certain schools to use Title I  
3596 funds for specified purposes; amending s. 1011.71,  
3597 F.S.; increasing the amount that a school district may  
3598 expend from a specified millage levy for certain  
3599 expenses; amending s. 1012.315, F.S.; revising the  
3600 applicability of certain provisions related to  
3601 disqualification from employment for the conviction of  
3602 specified offenses; amending s. 1012.731, F.S.;

3603 extending eligibility for the Florida Best and  
3604 Brightest Teacher Scholarship Program to school  
3605 district employees who, in the immediately preceding  
3606 school year, were classroom teachers and met



3607 eligibility requirements; deleting scholarship awards  
3608 authorized for specific school years; amending s.  
3609 1012.732, F.S.; specifying that a franchise model  
3610 school principal is eligible to receive a Florida Best  
3611 and Brightest Principal scholarship; requiring  
3612 specified awards for eligible principals; amending s.  
3613 1012.796, F.S.; revising the applicability of a  
3614 requirement that certain private schools file  
3615 specified reports with the department for certain  
3616 allegations against its employees; amending s.  
3617 1013.31, F.S.; authorizing a district to use certain  
3618 sources of funds for educational, auxiliary, and  
3619 ancillary plant capital outlay purposes without  
3620 needing a survey recommendation; amending s. 1013.385,  
3621 F.S.; providing additional exceptions to certain  
3622 building code regulations for school districts;  
3623 amending s. 1013.62, F.S.; providing legislative  
3624 intent; prohibiting a charter school from being  
3625 eligible for capital outlay funds unless the chair of  
3626 the governing board and the chief administrative  
3627 officer of the charter school annually certify certain  
3628 information; defining the term "affiliated party of  
3629 the charter school"; revising the Department of  
3630 Education's calculation methodology for a school  
3631 district's distribution of discretionary millage to  
3632 its eligible charter schools; amending s. 212.08,  
3633 F.S.; conforming a cross-reference; providing  
3634 appropriations; providing appropriations; authorizing  
3635 the Department of Revenue to adopt emergency rules for



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specified purposes; providing effective dates.