

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Eskamani offered the following:

Amendment (with title amendment)

Remove lines 204-1034 and insert:

Section 1. Effective October 1, 2019, section 843.08, Florida Statutes, is amended to read:

843.08 False personation.—A person who falsely assumes or pretends to be a firefighter, a sheriff, an officer of the Florida Highway Patrol, an officer of the Fish and Wildlife Conservation Commission, a fire or arson investigator of the Department of Financial Services, an officer of the Department of Financial Services, an officer of the Department of Corrections, a correctional probation officer, a deputy sheriff,

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14 a state attorney or an assistant state attorney, a statewide
15 prosecutor or an assistant statewide prosecutor, a state
16 attorney investigator, a coroner, a police officer, a lottery
17 special agent or lottery investigator, a beverage enforcement
18 agent, a school guardian as described in s. 30.15(1)(k), a
19 security officer licensed under chapter 493 ~~or watchman, or~~ any
20 member of the Florida Commission on Offender Review or ~~and~~ any
21 administrative aide or supervisor employed by the commission, ~~or~~
22 any personnel or representative of the Department of Law
23 Enforcement, or a federal law enforcement officer as defined in
24 s. 901.1505, and takes upon himself or herself to act as such,
25 or to require any other person to aid or assist him or her in a
26 matter pertaining to the duty of any such officer, commits a
27 felony of the third degree, punishable as provided in s.
28 775.082, s. 775.083, or s. 775.084. However, a person who
29 falsely personates any such officer during the course of the
30 commission of a felony commits a felony of the second degree,
31 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
32 If the commission of the felony results in the death or personal
33 injury of another human being, the person commits a felony of
34 the first degree, punishable as provided in s. 775.082, s.
35 775.083, or s. 775.084. ~~The term "watchman" means a security~~
36 ~~officer licensed under chapter 493.~~

37 Section 2. Subsection (16) is added to section 943.03,
38 Florida Statutes, to read:

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39 943.03 Department of Law Enforcement.—

40 (16) Upon request, the department shall consult with
41 sheriffs to provide input regarding programmatic guiding
42 principles, practices, and resources in order to assist in the
43 development and implementation of the Coach Aaron Feis Guardian
44 Program established pursuant to s. 30.15. Such input and
45 guidance may include, but need not be limited to, standards,
46 curriculum, instructional strategies, evaluation, certification,
47 records retention, equipment, and other resource needs.

48 Section 3. Subsection (4) of section 943.082, Florida
49 Statutes, is amended to read:

50 943.082 School Safety Awareness Program.—

51 (4) (a) Law enforcement dispatch centers, school districts,
52 schools, and other entities identified by the department must
53 ~~shall~~ be made aware of the mobile suspicious activity reporting
54 tool.

55 (b) The district school board shall promote the use of the
56 mobile suspicious activity reporting tool by advertising it on
57 the school district website, in newsletters, on school campuses,
58 and in school publications, by installing it on all mobile
59 devices issued to students, and by bookmarking the website on
60 all computer devices issued to students.

61 Section 4. Subsection (9) is added to section 1001.10,
62 Florida Statutes, to read:

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63 1001.10 Commissioner of Education; general powers and
64 duties.—

65 (9) The commissioner shall review the report of the School
66 Hardening and Harm Mitigation Workgroup regarding hardening and
67 harm mitigation strategies and recommendations submitted by the
68 Office of Safe Schools, pursuant to s. 1001.212(11). By
69 September 1, 2020, the commissioner shall submit a summary of
70 such recommendations to the Governor, the President of the
71 Senate, and the Speaker of the House of Representatives.

72 Section 5. Subsection (9) is added to section 1001.11,
73 Florida Statutes, to read:

74 1001.11 Commissioner of Education; other duties.—

75 (9) The commissioner shall oversee compliance with the
76 safety and security requirements of the Marjory Stoneman Douglas
77 High School Public Safety Act, chapter 2018-03, Laws of Florida,
78 by school districts; district school superintendents; and public
79 schools, including charter schools. The commissioner must
80 facilitate compliance to the maximum extent provided under law,
81 identify incidents of noncompliance, and impose or recommend to
82 the State Board of Education, the Governor, or the Legislature
83 enforcement and sanctioning actions pursuant to s. 1008.32 and
84 other authority granted under law.

85 Section 6. Section 1001.212, Florida Statutes, is amended
86 to read:

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87 1001.212 Office of Safe Schools.—There is created in the
88 Department of Education the Office of Safe Schools. The office
89 is fully accountable to the Commissioner of Education. The
90 office shall serve as a central repository for best practices,
91 training standards, and compliance oversight in all matters
92 regarding school safety and security, including prevention
93 efforts, intervention efforts, and emergency preparedness
94 planning. The office shall:

95 (1) Establish and update as necessary a school security
96 risk assessment tool for use by school districts pursuant to s.
97 1006.07(6). The office shall make the security risk assessment
98 tool available for use by charter schools. The office shall
99 provide annual training to appropriate school district and
100 charter school personnel on the proper assessment of physical
101 site security and completion of the school security risk
102 assessment tool.

103 (2) Provide ongoing professional development opportunities
104 to school district personnel.

105 (3) Provide a coordinated and interdisciplinary approach
106 to providing technical assistance and guidance to school
107 districts on safety and security and recommendations to address
108 findings identified pursuant to s. 1006.07(6).

109 (4) Develop and implement a School Safety Specialist
110 Training Program for school safety specialists appointed
111 pursuant to s. 1006.07(6). The office shall develop the training

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112 program which shall be based on national and state best
113 practices on school safety and security and must include active
114 shooter training. The office shall develop training modules in
115 traditional or online formats. A school safety specialist
116 certificate of completion shall be awarded to a school safety
117 specialist who satisfactorily completes the training required by
118 rules of the office.

119 (5) Review and provide recommendations on the security
120 risk assessments. The department may contract with security
121 personnel, consulting engineers, architects, or other safety and
122 security experts the department deems necessary for safety and
123 security consultant services.

124 (6) Coordinate with the Department of Law Enforcement to
125 provide a centralized integrated data repository and data
126 analytics resources to improve access to timely, complete, and
127 accurate information integrating data from, at a minimum, but
128 not limited to, the following data sources by August 1, 2019
129 ~~December 1, 2018~~:

- 130 (a) Social media Internet posts;
- 131 (b) Department of Children and Families;
- 132 (c) Department of Law Enforcement;
- 133 (d) Department of Juvenile Justice;
- 134 (e) Mobile suspicious activity reporting tool known as

135 FortifyFL;

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136 (f) School environmental safety incident reports collected
137 under subsection (8); and

138 (g)-(e) Local law enforcement.
139

140 Data that is exempt or confidential and exempt from public
141 records requirements retains its exempt or confidential and
142 exempt status when incorporated into the centralized integrated
143 data repository. To maintain the confidentiality requirements
144 attached to the information provided to the centralized
145 integrated data repository by the various state and local
146 agencies, data governance and security shall ensure compliance
147 with all applicable state and federal data privacy requirements
148 through the use of user authorization and role-based security,
149 data anonymization and aggregation and auditing capabilities. To
150 maintain the confidentiality requirements attached to the
151 information provided to the centralized integrated data
152 repository by the various state and local agencies, each source
153 agency providing data to the repository shall be the sole
154 custodian of the data for the purpose of any request for
155 inspection or copies thereof under chapter 119. The department
156 shall only allow access to data from the source agencies in
157 accordance with rules adopted by the respective source agencies
158 and the requirements of the Federal Bureau of Investigation
159 Criminal Justice Information Services security policy, where
160 applicable.

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161 (7) Provide data to support the evaluation of mental
162 health services pursuant to s. 1004.44.

163 (8) Provide technical assistance to school districts and
164 charter school governing boards for school environmental safety
165 incident reporting as required under s. 1006.07(9). The office
166 shall collect data through school environmental safety incident
167 reports on incidents involving any person which occur on school
168 premises, on school transportation, and at off-campus, school-
169 sponsored events. The office shall review and evaluate school
170 district reports to ensure compliance with reporting
171 requirements. Upon notification by the department that a
172 superintendent has failed to comply with the requirements of s.
173 1006.07(9), the district school board shall withhold further
174 payment of his or her salary as authorized under s.
175 1001.42(13)(b) and impose other appropriate sanctions that the
176 commissioner or state board by law may impose.

177 ~~(7) Data that is exempt or confidential and exempt from~~
178 ~~public records requirements retains its exempt or confidential~~
179 ~~and exempt status when incorporated into the centralized~~
180 ~~integrated data repository.~~

181 ~~(8) To maintain the confidentiality requirements attached~~
182 ~~to the information provided to the centralized integrated data~~
183 ~~repository by the various state and local agencies, data~~
184 ~~governance and security shall ensure compliance with all~~
185 ~~applicable state and federal data privacy requirements through~~

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186 ~~the use of user authorization and role-based security, data~~
187 ~~anonymization and aggregation and auditing capabilities.~~

188 ~~(9) To maintain the confidentiality requirements attached~~
189 ~~to the information provided to the centralized integrated data~~
190 ~~repository by the various state and local agencies, each source~~
191 ~~agency providing data for the repository shall be the sole~~
192 ~~custodian of the data for the purpose of any request for~~
193 ~~inspection or copies thereof under chapter 119. The department~~
194 ~~shall only allow access to data from the source agencies in~~
195 ~~accordance with rules adopted by the respective source agencies.~~

196 ~~(9)-(10)~~ Award grants to schools to improve the safety and
197 security of school buildings based upon recommendations of the
198 security risk assessment developed pursuant to subsection (1).

199 ~~(10)-(11)~~ Disseminate, in consultation with the Department
200 of Law Enforcement, to participating schools awareness and
201 education materials on the School Safety Awareness Program
202 developed pursuant to s. 943.082.

203 (11) (a) Convene a School Hardening and Harm Mitigation
204 Workgroup composed of individuals with subject matter expertise
205 on school campus hardening best practices. The workgroup shall
206 meet as necessary to review school hardening and harm mitigation
207 policies, including, but not limited to, the target hardening
208 practices implemented in other states; the school safety
209 guidelines developed by organizations such as the Partner
210 Alliance for Safer Schools; the tiered approach to target campus

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211 hardening strategies identified in the initial report submitted
212 by the Marjory Stoneman Douglas High School Public Safety
213 Commission pursuant to s. 943.687(9); and the Florida Building
214 Code for educational facilities construction to determine
215 whether the building code may need to be modified to strengthen
216 school safety and security. Based on this review of school
217 safety best practices, by August 1, 2020, the workgroup shall
218 submit a report to the executive director of the office which
219 includes, at a minimum, a prioritized list for the
220 implementation of school campus hardening and harm mitigation
221 strategies and the estimated costs of and timeframes for
222 implementation of the strategies by school districts and charter
223 schools. The estimated costs must include regional and statewide
224 projections of the implementation costs.

225 (b) Submit to the commissioner:
226 1. The workgroup's report pursuant to paragraph (a); and
227 2. Recommendations regarding procedures for the office to
228 use to monitor and enforce compliance by the school districts
229 and charter schools in the implementation of the workgroup's
230 recommended campus hardening and harm mitigation strategies.

231
232 This subsection is repealed June 30, 2023.

233 (12) By August 1, 2019, develop a standardized, statewide
234 behavioral threat assessment instrument for use by all public
235 schools, including charter schools, which addresses early

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236 identification, evaluation, early intervention, and student
237 support.

238 (a) The standardized, statewide behavioral threat
239 assessment instrument must include, but need not be limited to,
240 components and forms that address:

241 1. An assessment of the threat, which includes an
242 assessment of the student, family, and school and social
243 dynamics.

244 2. An evaluation to determine if the threat is transient
245 or substantive.

246 3. The response to a substantive threat, which includes
247 the school response and the role of law enforcement agencies.

248 4. The response to a serious substantive threat, including
249 mental health and law enforcement referrals.

250 5. Ongoing monitoring to assess implementation of safety
251 strategies.

252 6. Training for members of threat assessment teams
253 established under s. 1006.07(7) and school administrators
254 regarding the use of the instrument.

255 (b) The office shall:

256 1. By August 1, 2020, evaluate each school district's and
257 charter school governing board's behavioral threat assessment
258 procedures for compliance with this subsection.

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259 2. Notify the district school superintendent or charter
260 school governing board, as applicable, if the behavioral threat
261 assessment is not in compliance with this subsection.

262 3. Report any issues of ongoing noncompliance with this
263 subsection to the commissioner and the district school
264 superintendent or the charter school governing board, as
265 applicable.

266 (13) Establish the Statewide Threat Assessment Database
267 Workgroup, composed of members appointed by the department, to
268 complement the work of the department and the Department of Law
269 Enforcement associated with the centralized integrated data
270 repository and data analytics resources initiative and make
271 recommendations regarding the development of a statewide threat
272 assessment database. The database must allow authorized public
273 school personnel to enter information related to any threat
274 assessment conducted at their respective schools using the
275 instrument developed by the office pursuant to subsection (12),
276 and must provide such information to authorized personnel in
277 each school district and public school and to appropriate
278 stakeholders. By December 31, 2019, the workgroup shall provide
279 a report to the office with recommendations that include, but
280 need not be limited to:

281 (a) Threat assessment data that should be required to be
282 entered into the database.

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283 (b) School district and public school personnel who should
284 be allowed to input student records to the database and view
285 such records.

286 (c) Database design and functionality, to include data
287 security.

288 (d) Restrictions and authorities on information sharing,
289 including:

290 1. Section 1002.22 and other applicable state laws.

291 2. The Family Educational Rights and Privacy Act (FERPA),
292 20 U.S.C. s. 1232g, 42 C.F.R. part 2; the Health Insurance
293 Portability and Accountability Act (HIPAA), 42 U.S.C. s. 1320d6,
294 45 C.F.R. part 164, subpart E; and other applicable federal
295 laws.

296 3. The appropriateness of interagency agreements that will
297 allow law enforcement to view database records.

298 (e) The cost to develop and maintain a statewide online
299 database.

300 (f) An implementation plan and timeline for the workgroup
301 recommendations.

302 (14) Monitor compliance with requirements relating to
303 school safety by school districts and public schools, including
304 charter schools. The office shall report incidents of
305 noncompliance to the commissioner pursuant to s. 1001.11(9) and
306 the state board pursuant to s. 1008.32 and other requirements of
307 law, as appropriate.

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308 (15) Annually publish a list detailing the total number of
309 safe-school officers in this state, the total number of safe-
310 school officers disciplined or relieved of their duties because
311 of misconduct in the previous year, the total number of
312 disciplinary incidents involving safe-school officers, and the
313 number of incidents in which a safe-school officer discharged
314 his or her firearm outside of a training situation or in the
315 exercise of his or her duties as a safe-school officer.

316 Section 7. Paragraph (b) of subsection (16) of section
317 1002.33, Florida Statutes, is amended to read:

318 1002.33 Charter schools.—

319 (16) EXEMPTION FROM STATUTES.—

320 (b) Additionally, a charter school shall be in compliance
321 with the following statutes:

322 1. Section 286.011, relating to public meetings and
323 records, public inspection, and criminal and civil penalties.

324 2. Chapter 119, relating to public records.

325 3. Section 1003.03, relating to the maximum class size,
326 except that the calculation for compliance pursuant to s.
327 1003.03 shall be the average at the school level.

328 4. Section 1012.22(1)(c), relating to compensation and
329 salary schedules.

330 5. Section 1012.33(5), relating to workforce reductions.

331 6. Section 1012.335, relating to contracts with
332 instructional personnel hired on or after July 1, 2011.

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333 7. Section 1012.34, relating to the substantive
334 requirements for performance evaluations for instructional
335 personnel and school administrators.

336 8. Section 1006.12, relating to safe-school officers.

337 9. Section 1006.07(7), relating to threat assessment
338 teams.

339 10. Section 1006.07(9), relating to School Environmental
340 Safety Incident Reporting.

341 11. Section 1006.1493, relating to the Florida Safe
342 Schools Assessment Tool.

343 12. Section 1006.07(6)(c), relating to adopting an active
344 assailant response plan.

345 13. Section 943.082(4)(b), relating to the mobile
346 suspicious activity reporting tool.

347 14. Section 1012.584, relating to youth mental health
348 awareness and assistance training.

349 Section 8. Subsection (2) of section 1003.25, Florida
350 Statutes, is amended to read:

351 1003.25 Procedures for maintenance and transfer of student
352 records.—

353 (2) The procedure for transferring and maintaining records
354 of students who transfer from school to school shall be
355 prescribed by rules of the State Board of Education. The
356 transfer of records shall occur within 3 school days. The
357 records shall include:

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358 (a) Verified reports of serious or recurrent behavior
359 patterns, including threat assessment evaluations and
360 intervention services.

361 (b) Psychological evaluations, including therapeutic
362 treatment plans and therapy or progress notes created or
363 maintained by school district or charter school staff, as
364 appropriate.

365 Section 9. Paragraph (b) of subsection (1), paragraph (a)
366 of subsection (4), and subsections (6) and (7) of section
367 1006.07, Florida Statutes, are amended, and subsection (9) is
368 added to that section, to read:

369 1006.07 District school board duties relating to student
370 discipline and school safety.—The district school board shall
371 provide for the proper accounting for all students, for the
372 attendance and control of students at school, and for proper
373 attention to health, safety, and other matters relating to the
374 welfare of students, including:

375 (1) CONTROL OF STUDENTS.—

376 (b) Require each student at the time of initial
377 registration for school in the school district to note previous
378 school expulsions, arrests resulting in a charge, juvenile
379 justice actions, and any corresponding referral ~~referrals~~ to
380 mental health services by the school district ~~the student has~~
381 ~~had~~, and have the authority as the district school board of a
382 receiving school district to honor the final order of expulsion

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383 or dismissal of a student by any in-state or out-of-state public
384 district school board or private school, or lab school, for an
385 act which would have been grounds for expulsion according to the
386 receiving district school board's code of student conduct, in
387 accordance with the following procedures:

388 1. A final order of expulsion shall be recorded in the
389 records of the receiving school district.

390 2. The expelled student applying for admission to the
391 receiving school district shall be advised of the final order of
392 expulsion.

393 3. The district school superintendent of the receiving
394 school district may recommend to the district school board that
395 the final order of expulsion be waived and the student be
396 admitted to the school district, or that the final order of
397 expulsion be honored and the student not be admitted to the
398 school district. If the student is admitted by the district
399 school board, with or without the recommendation of the district
400 school superintendent, the student may be placed in an
401 appropriate educational program and referred to mental health
402 services identified by the school district pursuant to s.
403 1012.584(4), when appropriate, at the direction of the district
404 school board.

405 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

406 (a) Formulate and prescribe policies and procedures, in
407 consultation with the appropriate public safety agencies, for

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408 emergency drills and for actual emergencies, including, but not
409 limited to, fires, natural disasters, active shooter and hostage
410 situations, and bomb threats, for all students and faculty at
411 all public schools of the district comprised of grades K-12.
412 Drills for active shooter and hostage situations shall be
413 conducted in accordance with developmentally appropriate and
414 age-appropriate procedures at least as often as other emergency
415 drills. District school board policies shall include commonly
416 used alarm system responses for specific types of emergencies
417 and verification by each school that drills have been provided
418 as required by law and fire protection codes. The emergency
419 response policy shall identify the individuals responsible for
420 contacting the primary emergency response agency and the
421 emergency response agency that is responsible for notifying the
422 school district for each type of emergency.

423 (6) SAFETY AND SECURITY BEST PRACTICES.—Each district
424 school superintendent shall establish policies and procedures
425 for the prevention of violence on school grounds, including the
426 assessment of and intervention with individuals whose behavior
427 poses a threat to the safety of the school community.

428 (a) Each district school superintendent shall designate a
429 ~~school administrator as~~ a school safety specialist for the
430 district. The school safety specialist must be a school
431 administrator employed by the school district or a law
432 enforcement officer employed by the sheriff's office located in

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433 the school district. Any school safety specialist designated
434 from the sheriff's office must first be authorized and approved
435 by the sheriff employing the law enforcement officer. Any school
436 safety specialist designated from the sheriff's office remains
437 the employee of the office for purposes of compensation,
438 insurance, workers' compensation, and other benefits authorized
439 by law for a law enforcement officer employed by the sheriff's
440 office. The sheriff and the school superintendent may determine
441 by agreement the reimbursement for such costs, or may share the
442 costs, associated with employment of the law enforcement officer
443 as a school safety specialist. The school safety specialist must
444 earn a certificate of completion of the school safety specialist
445 training provided by the Office of Safe Schools within 1 year
446 after appointment and is responsible for the supervision and
447 oversight for all school safety and security personnel,
448 policies, and procedures in the school district. The school
449 safety specialist shall:

450 1. Review school district policies and procedures for
451 compliance with state law and rules, including the district's
452 timely and accurate submission of school environmental safety
453 incident reports to the department pursuant to s. 1001.212(8).

454 2. Provide the necessary training and resources to
455 students and school district staff in matters relating to youth
456 mental health awareness and assistance; emergency procedures,

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457 including active shooter training; and school safety and
458 security.

459 3. Serve as the school district liaison with local public
460 safety agencies and national, state, and community agencies and
461 organizations in matters of school safety and security.

462 4. In collaboration with the appropriate public safety
463 agencies, as that term is defined in s. 365.171, by October 1 of
464 each year, conduct a school security risk assessment in
465 accordance with s. 1006.1493 at each public school using the
466 Florida Safe Schools Assessment Tool ~~school security risk~~
467 ~~assessment tool~~ developed by the Office of Safe Schools pursuant
468 to s. 1006.1493. Based on the assessment findings, the
469 district's school safety specialist shall provide
470 recommendations to the district school superintendent and the
471 district school board which identify strategies and activities
472 that the district school board should implement in order to
473 address the findings and improve school safety and security.
474 ~~Annually,~~ Each district school board must receive such findings
475 and the school safety specialist's recommendations at a publicly
476 noticed district school board meeting to provide the public an
477 opportunity to hear the district school board members discuss
478 and take action on the findings and recommendations. Each school
479 safety specialist shall report such findings and school board
480 action to the Office of Safe Schools within 30 days after the
481 district school board meeting.

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482 (b) Each school safety specialist shall coordinate with
483 the appropriate public safety agencies, as defined in s.
484 365.171, that are designated as first responders to a school's
485 campus to conduct a tour of such campus once every 3 years and
486 provide recommendations related to school safety. The
487 recommendations by the public safety agencies must be considered
488 as part of the recommendations by the school safety specialist
489 pursuant to paragraph (a).

490 (c) Each district school board and charter school
491 governing board must adopt an active assailant response plan. By
492 October 1, 2019, and annually thereafter, each district school
493 superintendent and charter school principal shall certify that
494 all school personnel have received annual training on the
495 procedures contained in the active assailant response plan for
496 the applicable school district or charter school.

497 (7) THREAT ASSESSMENT TEAMS.—Each district school board
498 shall adopt policies for the establishment of threat assessment
499 teams at each school whose duties include the coordination of
500 resources and assessment and intervention with individuals whose
501 behavior may pose a threat to the safety of school staff or
502 students consistent with the model policies developed by the
503 Office of Safe Schools. Such policies must ~~shall~~ include
504 procedures for referrals to mental health services identified by
505 the school district pursuant to s. 1012.584(4), when
506 appropriate, and procedures for behavioral threat assessments in

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507 compliance with the instrument developed pursuant to s.
508 1001.212(12).

509 (a) A threat assessment team shall include persons with
510 expertise in counseling, instruction, school administration, and
511 law enforcement. The threat assessment teams shall identify
512 members of the school community to whom threatening behavior
513 should be reported and provide guidance to students, faculty,
514 and staff regarding recognition of threatening or aberrant
515 behavior that may represent a threat to the community, school,
516 or self. Upon the availability of the behavioral threat
517 assessment instrument developed pursuant to s. 1001.212(12), the
518 threat assessment team shall use that instrument.

519 (b) Upon a preliminary determination that a student poses
520 a threat of violence or physical harm to himself or herself or
521 others, a threat assessment team shall immediately report its
522 determination to the superintendent or his or her designee. The
523 superintendent or his or her designee shall immediately attempt
524 to notify the student's parent or legal guardian. Nothing in
525 this subsection shall preclude school district personnel from
526 acting immediately to address an imminent threat.

527 (c) Upon a preliminary determination by the threat
528 assessment team that a student poses a threat of violence to
529 himself or herself or others or exhibits significantly
530 disruptive behavior or need for assistance, authorized members
531 of the threat assessment team may obtain criminal history record

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532 information pursuant to s. 985.04(1), ~~as provided in s. 985.047.~~
533 A member of a threat assessment team may not disclose any
534 criminal history record information obtained pursuant to this
535 section or otherwise use any record of an individual beyond the
536 purpose for which such disclosure was made to the threat
537 assessment team.

538 (d) Notwithstanding any other provision of law, all state
539 and local agencies and programs that provide services to
540 students experiencing or at risk of an emotional disturbance or
541 a mental illness, including the school districts, school
542 personnel, state and local law enforcement agencies, the
543 Department of Juvenile Justice, the Department of Children and
544 Families, the Department of Health, the Agency for Health Care
545 Administration, the Agency for Persons with Disabilities, the
546 Department of Education, the Statewide Guardian Ad Litem Office,
547 and any service or support provider contracting with such
548 agencies, may share with each other records or information that
549 are confidential or exempt from disclosure under chapter 119 if
550 the records or information are reasonably necessary to ensure
551 access to appropriate services for the student or to ensure the
552 safety of the student or others. All such state and local
553 agencies and programs shall communicate, collaborate, and
554 coordinate efforts to serve such students.

555 (e) If an immediate mental health or substance abuse
556 crisis is suspected, school personnel shall follow policies

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557 established by the threat assessment team to engage behavioral
558 health crisis resources. Behavioral health crisis resources,
559 including, but not limited to, mobile crisis teams and school
560 resource officers trained in crisis intervention, shall provide
561 emergency intervention and assessment, make recommendations, and
562 refer the student for appropriate services. Onsite school
563 personnel shall report all such situations and actions taken to
564 the threat assessment team, which shall contact the other
565 agencies involved with the student and any known service
566 providers to share information and coordinate any necessary
567 followup actions. Upon the student's transfer to a different
568 school, the threat assessment team shall verify that any
569 intervention services provided to the student remain in place
570 until the threat assessment team of the receiving school
571 independently determines the need for intervention services.

572 (f) Each threat assessment team established pursuant to
573 this subsection shall report quantitative data on its activities
574 to the Office of Safe Schools in accordance with guidance from
575 the office and shall utilize the threat assessment database
576 developed pursuant to s. 1001.212(13) upon the availability of
577 the database.

578 (9) SCHOOL ENVIRONMENTAL SAFETY INCIDENT REPORTING.—Each
579 district school board shall adopt policies to ensure the
580 accurate and timely reporting of incidents related to school
581 safety and discipline. The district school superintendent is

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582 responsible for school environmental safety incident reporting.
583 A district school superintendent who fails to comply with this
584 subsection is subject to the penalties specified in law,
585 including, but not limited to, s. 1001.42(13) (b) or s.
586 1001.51(12) (b), as applicable. The State Board of Education
587 shall adopt rules establishing the requirements for the school
588 environmental safety incident report.

589 Section 10. Section 1006.12, Florida Statutes, is amended
590 to read:

591 1006.12 Safe-school officers at each public school.—For
592 the protection and safety of school personnel, property,
593 students, and visitors, each district school board and school
594 district superintendent shall partner with law enforcement
595 agencies or security agencies to establish or assign one or more
596 safe-school officers at each school facility within the
597 district, including charter schools. A district school board
598 must collaborate with charter school governing boards to
599 facilitate charter school access to all safe-school officer
600 options available under this section except for school
601 guardians. The school district may implement ~~by implementing~~ any
602 combination of the ~~following~~ options in subsections (1)-(4) to
603 best meet ~~which best meets~~ the needs of the school district and
604 charter schools.÷

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605 (1) SCHOOL RESOURCE OFFICER.—A school district may
606 establish school resource officer programs, through a
607 cooperative agreement with law enforcement agencies.

608 (a) School resource officers shall undergo criminal
609 background checks, drug testing, and a psychological evaluation
610 and be certified law enforcement officers, as defined in s.
611 943.10(1), who are employed by a law enforcement agency as
612 defined in s. 943.10(4). The powers and duties of a law
613 enforcement officer shall continue throughout the employee's
614 tenure as a school resource officer.

615 (b) School resource officers shall abide by district
616 school board policies and shall consult with and coordinate
617 activities through the school principal, but shall be
618 responsible to the law enforcement agency in all matters
619 relating to employment, subject to agreements between a district
620 school board and a law enforcement agency. Activities conducted
621 by the school resource officer which are part of the regular
622 instructional program of the school shall be under the direction
623 of the school principal.

624 (c) Complete mental health crisis intervention training
625 using a curriculum developed by a national organization with
626 expertise in mental health crisis intervention. The training
627 shall improve officers' knowledge and skills as first responders
628 to incidents involving students with emotional disturbance or

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629 mental illness, including de-escalation skills to ensure student
630 and officer safety.

631 (2) SCHOOL SAFETY OFFICER.—A school district may
632 commission one or more school safety officers for the protection
633 and safety of school personnel, property, and students within
634 the school district. The district school superintendent may
635 recommend, and the district school board may appoint, one or
636 more school safety officers.

637 (a) School safety officers shall undergo criminal
638 background checks, drug testing, and a psychological evaluation
639 and be law enforcement officers, as defined in s. 943.10(1),
640 certified under the provisions of chapter 943 and employed by
641 either a law enforcement agency or by the district school board.
642 If the officer is employed by the district school board, the
643 district school board is the employing agency for purposes of
644 chapter 943, and must comply with the provisions of that
645 chapter.

646 (b) A school safety officer has and shall exercise the
647 power to make arrests for violations of law on district school
648 board property and to arrest persons, whether on or off such
649 property, who violate any law on such property under the same
650 conditions that deputy sheriffs are authorized to make arrests.
651 A school safety officer has the authority to carry weapons when
652 performing his or her official duties.

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653 (c) A district school board may enter into mutual aid
654 agreements with one or more law enforcement agencies as provided
655 in chapter 23. A school safety officer's salary may be paid
656 jointly by the district school board and the law enforcement
657 agency, as mutually agreed to.

658 (3) SCHOOL GUARDIAN.—At the school district's discretion,
659 participate in the Coach Aaron Feis Guardian Program if such
660 program is established pursuant to s. 30.15~~7~~ to meet the
661 requirement of establishing a safe-school officer.

662 (4) SCHOOL SECURITY GUARD.—A school district may contract
663 with a security agency as defined in s. 493.6101(18) to employ
664 as a school security guard an individual who holds a Class "D"
665 and Class "G" license pursuant to chapter 493, provided the
666 following training and contractual conditions are met:

667 (a) An individual who serves as a school security guard,
668 for purposes of satisfying the requirements of this section,
669 must:

670 1. Demonstrate completion of 144 hours of required
671 training pursuant to s. 30.15(1)(k).

672 2. Pass a psychological evaluation administered by a
673 psychologist licensed under chapter 490 and designated by the
674 Department of Law Enforcement and submit the results of the
675 evaluation to the sheriff's office, school district, or charter
676 school governing board, as applicable. The Department of Law
677 Enforcement is authorized to provide the sheriff's office,

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678 school district, or charter school governing board with mental
679 health and substance abuse data for compliance with this
680 paragraph.

681 3. Submit to and pass an initial drug test and subsequent
682 random drug tests in accordance with the requirements of s.
683 112.0455 and the sheriff's office, school district, or charter
684 school governing board, as applicable.

685 4. Successfully complete ongoing training, weapon
686 inspection, and firearm qualification on at least an annual
687 basis and provide documentation to the sheriff's office, school
688 district, or charter school governing board, as applicable.

689 (b) The contract between a security agency and a school
690 district or a charter school governing board regarding
691 requirements applicable to school security guards serving in the
692 capacity of a safe-school officer for purposes of satisfying the
693 requirements of this section shall define the entity or entities
694 responsible for training and the responsibilities for
695 maintaining records relating to training, inspection, and
696 firearm qualification.

697 (c) School security guards serving in the capacity of a
698 safe-school officer pursuant to this subsection are in support
699 of school-sanctioned activities for purposes of s. 790.115, and
700 must aid in the prevention or abatement of active assailant
701 incidents on school premises.

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702 (5) NOTIFICATION.—The school district shall notify the
703 county sheriff and the Office of Safe Schools immediately after,
704 but no later than 72 hours after:

705 (a) A safe-school officer is dismissed for misconduct or
706 is otherwise disciplined.

707 (b) A safe-school officer discharges his or her firearm in
708 the exercise of the safe-school officer's duties, other than for
709 training purposes.

710 (6)-(4) EXEMPTION.—Any information that would identify
711 whether a particular individual has been appointed as a safe-
712 school officer pursuant to this section held by a law
713 enforcement agency, school district, or charter school is exempt
714 from s. 119.07(1) and s. 24(a), Art. I of the State
715 Constitution. This subsection is subject to the Open Government
716 Sunset Review Act in accordance with s. 119.15 and shall stand
717 repealed on October 2, 2023, unless reviewed and saved from
718 repeal through reenactment by the Legislature.

719
720 If a district school board, through its adopted policies,
721 procedures, or actions, denies a charter school access to any
722 safe-school officer options pursuant to this section, the school
723 district must assign a school resource officer or school safety
724 officer to the charter school. Under such circumstances, the
725 charter school's share of the costs of the school resource
726 officer or school safety officer may not exceed the safe school

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727 allocation funds provided to the charter school pursuant to s.
728 1011.62(15) and shall be retained by the school district.

729 Section 11. Section 1006.122, Florida Statutes, is created
730 to read:

731 1006.122 School guardian moratorium; impact study.-

732 (1) Before July 1, 2024, a district school board may not
733 employ individuals who exclusively perform classroom duties as
734 classroom teachers as defined in s. 1012.01(2)(a) to serve as
735 school guardians under the Coach Aaron Feis Guardian Program.

736 (2) In the interim, the Department of Education, or an
737 entity designated by the department, shall conduct a study to
738 examine the impact of the Coach Aaron Feis Guardian Program on
739 school safety and analyze the perception of safety by students,
740 teachers, and faculty.

741 (3) The department shall report the results of the study
742 to the Legislature by January 1, 2024. If, upon evaluating the
743 results of the study, the Legislature does not enact a general
744 law specifying a statewide policy regarding the Coach Aaron Feis
745 Guardian Program, the moratorium prohibiting a district school
746 board from employing classroom teachers to serve as school
747 guardians under this section is lifted, effective July 1, 2024.

748
749 -----

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

750
751 Remove lines 4-152 and insert:

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752 School Public Safety Commission; amending s. 843.08, F.S.;
753 adding school guardians to the list of officials the false
754 personation of whom is prohibited and subject to criminal
755 penalties; making technical changes; amending s. 943.03, F.S.;
756 requiring the Department of Law Enforcement to consult with
757 sheriffs who establish a guardian program on programmatic
758 guiding principles, practices, and resources relating to the
759 development and implementation of the program; amending s.
760 943.082, F.S.; requiring school districts to promote the use of
761 a mobile suspicious activity reporting tool through specified
762 platforms and mediums; amending s. 1001.10, F.S.; requiring the
763 Commissioner of Education to review recommendations from the
764 School Hardening and Harm Mitigation Workgroup; requiring the
765 commissioner to submit a summary to the Governor and the
766 Legislature by a specified date; providing requirements for the
767 summary; amending s. 1001.11, F.S.; revising the duties of the
768 commissioner to include oversight and facilitation of compliance
769 with the safety and security requirements of the Marjory
770 Stoneman Douglas High School Public Safety Act by specified
771 persons and entities; amending s. 1001.212, F.S.; requiring the
772 Office of Safe Schools to annually provide training for
773 specified personnel; conforming provisions to changes made by
774 the act; requiring the office to provide data to support the
775 evaluation of mental health services; requiring the office to
776 provide technical assistance for school safety incident

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777 reporting; requiring the office to collect data through the
778 school environmental safety incident reports; requiring the
779 office to review and evaluate school district reports for
780 compliance; requiring a district school board to withhold a
781 superintendent's salary in response to the superintendent's
782 noncompliance; requiring the office to convene a School
783 Hardening and Harm Mitigation Workgroup; providing for
784 membership and duties of the workgroup; requiring the workgroup
785 to submit a report and recommendations to the executive director
786 of the office and the commissioner; providing requirements for
787 the report; providing for future repeal; requiring the office to
788 develop a behavioral threat assessment instrument; providing
789 requirements for the instrument; requiring the office to
790 establish the Statewide Threat Assessment Database Workgroup to
791 make certain recommendations relating to a statewide threat
792 assessment database; providing requirements for the database;
793 requiring the workgroup to report recommendations to the office
794 by a specified date; providing requirements for such
795 recommendations; requiring the office to monitor school district
796 and public school, including charter school, compliance with
797 requirements relating to school safety; requiring the office to
798 report incidents of noncompliance to the commissioner and the
799 state board; requiring the office to annually publish a list
800 containing specified information relating to safe-school
801 officers; amending s. 1002.33, F.S.; requiring charter schools

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802 to comply with specified provisions; amending s. 1003.25, F.S.;

803 providing requirements for the transfer of certain student

804 records; amending s. 1006.07, F.S.; revising requirements for

805 certain types of emergency drills; requiring that a school

806 safety specialist be a school administrator employed by the

807 school district or a law enforcement officer employed by the

808 sheriff's office located in the school district; providing

809 requirements for a school safety specialist designated from a

810 sheriff's office; providing that a school safety specialist

811 designated from a sheriff's office remains an employee of such

812 office for certain purposes; authorizing the sheriff and school

813 superintendent to determine by agreement the reimbursement or

814 sharing of costs associated with employment of the law

815 enforcement officer as a school safety specialist; requiring

816 district school boards to adopt an active assailant response

817 plan; requiring each district school superintendent and charter

818 school principal to certify by a specified date, and annually

819 thereafter, that all school personnel have received annual

820 training under the plan; requiring that certain policies adopted

821 by school districts include procedures for behavioral threat

822 assessments; requiring threat assessment teams to utilize the

823 behavioral threat assessment instrument and the threat

824 assessment database developed by the office when they become

825 available; requiring threat assessment teams to verify that,

826 upon a student's transfer to a different school, any

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827 intervention services provided to the student remain in place
828 until the team makes a certain determination; requiring district
829 school boards to adopt policies for accurate and timely
830 reporting of school environmental safety incidents; providing
831 penalties for noncompliance with such policies; requiring the
832 State Board of Education to adopt rules establishing
833 requirements for school environmental safety incident reports;
834 amending s. 1006.12, F.S.; requiring district school boards and
835 school district superintendents to partner with security
836 agencies to establish or assign safe-school officers; requiring
837 district school boards to collaborate with charter school
838 governing boards to facilitate access to certain safe-school
839 officer options; expanding the options school districts are
840 authorized to implement; authorizing school districts and
841 charter school governing boards to contract with security
842 agencies to employ school security guards; providing
843 requirements for school security guards; authorizing the
844 Department of Law Enforcement to provide certain entities with
845 specified data relating to psychological evaluations
846 administered to school security guard applicants; providing
847 requirements for contracts between a security agency and a
848 school district or charter school governing board; providing
849 that certain school security guards are in support of school-
850 sanctioned activities and are required to aid in the prevention
851 or abatement of certain incidents; requiring certain school

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852 districts to notify the county sheriff and the Office of Safe
853 Schools after the occurrence of specified events; requiring
854 school districts to assign school resource officers or school
855 safety officers to charter schools under certain circumstances;
856 requiring school districts to retain specified allocation funds
857 for a specified purpose if such officers are assigned; creating
858 s. 1006.122, F.S.; prohibiting district school boards from
859 employing specified individuals as school guardians before a
860 specified date; requiring the Department of Education, or an
861 entity designated by the department, to conduct a study
862 examining the Coach Aaron Feis Guardian Program and provide a
863 report to the Legislature by a specified date; authorizing
864 district school boards to employ specified individuals as school
865 guardians after a specified date under certain circumstances;
866 amending s. 1006.13, F.S.;

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