

1                   A bill to be entitled  
2           An act relating to school safety; amending s. 943.082,  
3           F.S.; requiring the FortifyFL reporting tool to notify  
4           reporting parties that submitting false information  
5           may subject them to criminal penalties; providing that  
6           certain reports shall remain anonymous; amending s.  
7           943.687, F.S.; revising the membership of the Marjory  
8           Stoneman Douglas High School Public Safety Commission;  
9           amending s. 985.12, F.S.; requiring law enforcement  
10          officers to have access to specified information by a  
11          certain date for specified purposes; amending s.  
12          1001.11, F.S.; requiring the Commissioner of Education  
13          to oversee compliance with requirements relating to  
14          school safety and security; requiring the commissioner  
15          to take specified actions under certain circumstances  
16          relating to noncompliance; amending s. 1001.20, F.S.;  
17          requiring the Office of Inspector General to take  
18          specified actions for an investigation relating to  
19          noncompliance with school safety and security  
20          requirements under certain circumstances; authorizing  
21          the office to issue and serve certain subpoenas for  
22          specified purposes; authorizing the office to take  
23          specified actions relating to noncompliance with such  
24          subpoenas; amending s. 1001.212, F.S.; requiring the  
25          Office of Safe Schools to provide certain

26 | opportunities to charter school personnel; requiring  
27 | such office to coordinate with specified entities to  
28 | provide a specified tool for certain purposes and a  
29 | model family reunification plan for certain purposes;  
30 | amending s. 1002.33, F.S.; revising provisions  
31 | relating to the immediate termination of a charter  
32 | school's charter; amending s. 1006.07, F.S.; requiring  
33 | codes of student conduct to include provisions  
34 | relating to civil citation or similar prearrest  
35 | diversion programs for specified purposes; requiring  
36 | codes of student conduct to include provisions  
37 | relating to the assignment of students to school-based  
38 | intervention programs; prohibiting participation in  
39 | such programs from being entered into a specified  
40 | system; authorizing certain procedures to include  
41 | accommodations for specified drills; requiring  
42 | district school boards and charter school governing  
43 | boards, in coordination with local law enforcement  
44 | agencies, to adopt a family reunification plan for  
45 | specified purposes; providing requirements for members  
46 | of a threat assessment team; amending s. 1006.12,  
47 | F.S.; revising provisions relating to the duties of  
48 | school safety officers; requiring the district school  
49 | superintendent or charter school administrator to  
50 | provide certain notifications relating to safe-school

51 officers; requiring safe-school officers to complete a  
52 specified training; providing requirements for such  
53 training; requiring individuals to meet certain  
54 criteria before participating in specified training;  
55 providing requirements for such training; requiring  
56 school districts to provide charter schools with  
57 specified safe-school officers under additional  
58 circumstances; amending s. 1006.13, F.S.; authorizing  
59 district school boards to continue providing  
60 educational services for certain students; amending s.  
61 1006.1493, F.S.; requiring the Florida Safe Schools  
62 Assessment Tool to address policies and procedures  
63 relating to certain disasters; amending s. 1008.32,  
64 F.S.; authorizing the state board to direct a school  
65 district to suspend the salaries of specified  
66 individuals under certain circumstances relating to  
67 school safety; amending s. 1011.62, F.S.; revising  
68 required plans within the mental health assistance  
69 allocation to include certain interagency agreements  
70 or memoranda of understanding with specified entities  
71 to facilitate certain referrals and services;  
72 providing requirements for such agreements and  
73 memoranda of understanding and policies and  
74 procedures; revising such plans to include policies  
75 and procedures relating to certain behavioral health

76 services available to such students; requiring schools  
 77 districts to use specified services from certain  
 78 teams; providing requirements for referrals to certain  
 79 behavioral health services; providing effective dates.

80

81 Be It Enacted by the Legislature of the State of Florida:

82

83 Section 1. Effective October 1, 2020, paragraph (c) is  
 84 added to subsection (2) of section 943.082, Florida Statutes, to  
 85 read:

86 943.082 School Safety Awareness Program.—

87 (2) The reporting tool must notify the reporting party of  
 88 the following information:

89 (c) That, if following an investigation, it is determined  
 90 that a person knowingly submitted a false tip through FortifyFL,  
 91 the IP address of the device on which the tip was submitted will  
 92 be provided to law enforcement agencies for further  
 93 investigation and the reporting party may be subject to criminal  
 94 penalties under s. 837.05. In all other circumstances, unless  
 95 the reporting party has chosen to disclose his or her identity,  
 96 the report must remain anonymous.

97 Section 2. Paragraph (a) of subsection (2) of section  
 98 943.687, Florida Statutes, is amended to read:

99 943.687 Marjory Stoneman Douglas High School Public Safety  
 100 Commission.—

101 (2) (a) The commission shall convene no later than June 1,  
 102 2018, and shall be composed of 19 ~~16~~ members. Six ~~Five~~ members  
 103 shall be appointed by the President of the Senate, six ~~five~~  
 104 members shall be appointed by the Speaker of the House of  
 105 Representatives, and six ~~five~~ members shall be appointed by the  
 106 Governor. From the members of the commission, the Governor shall  
 107 appoint the chair. Appointments must be made by April 30, 2018.  
 108 The Commissioner of the Department of Law Enforcement shall  
 109 serve as a member of the commission. The Secretary of Children  
 110 and Families, the Secretary of Juvenile Justice, the Secretary  
 111 of Health Care Administration, and the Commissioner of Education  
 112 shall serve as ex officio, nonvoting members of the commission.  
 113 Members shall serve at the pleasure of the officer who appointed  
 114 the member. A vacancy on the commission shall be filled in the  
 115 same manner as the original appointment and, to the maximum  
 116 extent possible, achieve equal representation of school  
 117 district, law enforcement, and health care professionals.

118 Section 3. Paragraph (f) of subsection (2) of section  
 119 985.12, Florida Statutes, is amended to read:

120 985.12 Civil citation or similar prearrest diversion  
 121 programs.—

122 (2) JUDICIAL CIRCUIT CIVIL CITATION OR SIMILAR PREARREST  
 123 DIVERSION PROGRAM DEVELOPMENT, IMPLEMENTATION, AND OPERATION.—

124 (f) Each civil citation or similar prearrest diversion  
 125 program shall enter the appropriate youth data into the Juvenile

126 Justice Information System Prevention Web within 7 days after  
127 the admission of the youth into the program. Beginning in fiscal  
128 year 2021-2022, law enforcement officers must have field access  
129 to civil citation and prearrest diversion information.

130 Section 4. Subsection (9) of section 1001.11, Florida  
131 Statutes, is amended to read:

132 1001.11 Commissioner of Education; other duties.—

133 (9) The commissioner shall oversee compliance with the  
134 requirements relating to school safety and security requirements  
135 of the Marjory Stoneman Douglas High School Public Safety Act,  
136 chapter 2018-3, Laws of Florida, by school districts; district  
137 school superintendents; and public schools, including charter  
138 schools. Upon notification by the Office of Safe Schools that a  
139 district school board has failed to comply with the requirements  
140 relating to school safety and security, the commissioner shall  
141 require the district school board to withhold further payment of  
142 the salary of the superintendent as authorized under s.  
143 1001.42(13)(b). Upon notification by the Office of Safe Schools  
144 that a charter school has failed to comply with the requirements  
145 relating to school safety and security, the commissioner must  
146 facilitate compliance by charter schools by recommending actions  
147 to the district school board pursuant to s. 1002.33. The  
148 commissioner must facilitate compliance to the maximum extent  
149 provided under law, identify incidents of noncompliance, and  
150 impose or recommend to the State Board of Education, the

151 Governor, or the Legislature enforcement and sanctioning actions  
152 pursuant to s. 1008.32 and other authority granted under law.

153 Section 5. Paragraph (e) of subsection (4) of section  
154 1001.20, Florida Statutes, is amended to read:

155 1001.20 Department under direction of state board.—

156 (4) The Department of Education shall establish the  
157 following offices within the Office of the Commissioner of  
158 Education which shall coordinate their activities with all other  
159 divisions and offices:

160 (e) Office of Inspector General.—Organized using existing  
161 resources and funds and responsible for promoting  
162 accountability, efficiency, and effectiveness and detecting  
163 fraud and abuse within school districts, the Florida School for  
164 the Deaf and the Blind, and Florida College System institutions  
165 in Florida. If the Commissioner of Education determines that a  
166 district school board, the Board of Trustees for the Florida  
167 School for the Deaf and the Blind, or a Florida College System  
168 institution board of trustees is unwilling or unable to address  
169 substantiated allegations made by any person relating to waste,  
170 fraud, or financial mismanagement within the school district,  
171 the Florida School for the Deaf and the Blind, or the Florida  
172 College System institution, the office shall conduct,  
173 coordinate, or request investigations into such substantiated  
174 allegations. If the Commissioner of Education determines that a  
175 district school board is unwilling or unable to address

176 substantiated allegations made by any person relating to  
177 compliance with the requirements relating to school safety and  
178 security, the office shall conduct, coordinate, or request  
179 investigations into such substantiated allegations. The office  
180 shall investigate allegations or reports of possible fraud or  
181 abuse against a district school board made by any member of the  
182 Cabinet; the presiding officer of either house of the  
183 Legislature; a chair of a substantive or appropriations  
184 committee with jurisdiction; or a member of the board for which  
185 an investigation is sought. The office shall have access to all  
186 information and personnel necessary to perform its duties and  
187 shall have all of its current powers, duties, and  
188 responsibilities authorized in s. 20.055. The office may issue  
189 and serve subpoenas and subpoenas duces tecum to compel the  
190 attendance of witnesses and the production of documents,  
191 reports, answers, records, accounts, and other data in any  
192 medium. In the event of noncompliance with a subpoena or a  
193 subpoena duces tecum issued under this paragraph, the inspector  
194 general may petition the circuit court of the county in which  
195 the person subpoenaed resides or has his or her principal place  
196 of business for an order requiring the subpoenaed person to  
197 appear and testify and to produce documents, reports, answers,  
198 records, accounts, or other data as specified in the subpoena or  
199 subpoena duces tecum.

200 Section 6. Subsections (14) and (15) of section 1001.212,

201 Florida Statutes, are renumbered as subsections (15) and (16),  
 202 respectively, subsections (2), (6), and (8) are amended, and a  
 203 new subsection (14) is added to that section, to read:

204 1001.212 Office of Safe Schools.—There is created in the  
 205 Department of Education the Office of Safe Schools. The office  
 206 is fully accountable to the Commissioner of Education. The  
 207 office shall serve as a central repository for best practices,  
 208 training standards, and compliance oversight in all matters  
 209 regarding school safety and security, including prevention  
 210 efforts, intervention efforts, and emergency preparedness  
 211 planning. The office shall:

212 (2) Provide ongoing professional development opportunities  
 213 to school district and charter school personnel.

214 (6) Coordinate with the Department of Law Enforcement to  
 215 provide a unified search tool, known as the Florida School  
 216 Safety Portal, ~~centralized integrated data repository and data~~  
 217 ~~analytics resources~~ to improve access to timely, complete, and  
 218 accurate information ~~integrating data from~~, at a minimum, ~~but~~  
 219 ~~not limited to~~, the following data sources ~~by August 1, 2019~~:

- 220 (a) Social media Internet posts;
- 221 (b) Department of Children and Families;
- 222 (c) Department of Law Enforcement;
- 223 (d) Department of Juvenile Justice;
- 224 (e) Mobile suspicious activity reporting tool known as  
 225 FortifyFL;

226 (f) School environmental safety incident reports collected  
227 under subsection (8); and

228 (g) Local law enforcement.  
229

230 Data that is exempt or confidential and exempt from public  
231 records requirements retains its exempt or confidential and  
232 exempt status when incorporated into the centralized integrated  
233 data repository. To maintain the confidentiality requirements  
234 attached to the information provided to the centralized  
235 integrated data repository by the various state and local  
236 agencies, data governance and security shall ensure compliance  
237 with all applicable state and federal data privacy requirements  
238 through the use of user authorization and role-based security,  
239 data anonymization and aggregation and auditing capabilities. To  
240 maintain the confidentiality requirements attached to the  
241 information provided to the centralized integrated data  
242 repository by the various state and local agencies, each source  
243 agency providing data to the repository shall be the sole  
244 custodian of the data for the purpose of any request for  
245 inspection or copies thereof under chapter 119. The department  
246 shall only allow access to data from the source agencies in  
247 accordance with rules adopted by the respective source agencies  
248 and the requirements of the Federal Bureau of Investigation  
249 Criminal Justice Information Services security policy, where  
250 applicable.

251 (8) Provide technical assistance to school districts and  
252 charter school governing boards for school environmental safety  
253 incident reporting as required under s. 1006.07(9). The office  
254 shall collect data through school environmental safety incident  
255 reports on incidents involving any person which occur on school  
256 premises, on school transportation, and at off-campus, school-  
257 sponsored events. The office shall review and evaluate school  
258 district reports to ensure compliance with reporting  
259 requirements. ~~Upon notification by the department that a~~  
260 ~~superintendent has failed to comply with the requirements of s.~~  
261 ~~1006.07(9), the district school board shall withhold further~~  
262 ~~payment of his or her salary as authorized under s.~~  
263 ~~1001.42(13)(b) and impose other appropriate sanctions that the~~  
264 ~~commissioner or state board by law may impose.~~

265 (14) Develop, in coordination with the Division of  
266 Emergency Management, other federal, state, and local law  
267 enforcement agencies, fire and rescue agencies, and first  
268 responder agencies, a model family reunification plan for use by  
269 child care facilities, public K-12 schools, and public  
270 postsecondary institutions that are closed or unexpectedly  
271 evacuated due to a natural or man-made disaster.

272 Section 7. Paragraph (c) of subsection (8) of section  
273 1002.33, Florida Statutes, is amended to read:

274 1002.33 Charter schools.—

275 (8) CAUSES FOR NONRENEWAL OR TERMINATION OF CHARTER.—

276 (c) A charter may be terminated immediately if the sponsor  
277 sets forth in writing the particular facts and circumstances  
278 demonstrating ~~indicating~~ that an immediate and serious danger to  
279 the health, safety, or welfare of the charter school's students  
280 exists, that the immediate and serious danger is likely to  
281 continue, and that an immediate termination of the charter is  
282 necessary. The sponsor's determination is subject to the  
283 procedures set forth in paragraph (b), except that the hearing  
284 may take place after the charter has been terminated. The  
285 sponsor shall notify in writing the charter school's governing  
286 board, the charter school principal, and the department of the  
287 facts and circumstances supporting the emergency termination ~~if~~  
288 ~~a charter is terminated immediately~~. The sponsor shall clearly  
289 identify the specific issues that resulted in the immediate  
290 termination and provide evidence of prior notification of issues  
291 resulting in the immediate termination, if applicable ~~when~~  
292 ~~appropriate~~. Upon receiving written notice from the sponsor, the  
293 charter school's governing board has 10 calendar days to request  
294 a hearing. A requested hearing must be expedited and the final  
295 order must be issued within 60 days after the date of request.  
296 The sponsor shall assume operation of the charter school  
297 throughout the pendency of the hearing under paragraph (b)  
298 unless the continued operation of the charter school would  
299 materially threaten the health, safety, or welfare of the  
300 students. Failure by the sponsor to assume and continue

301 operation of the charter school shall result in the awarding of  
302 reasonable costs and attorney's fees to the charter school if  
303 the charter school prevails on appeal.

304 Section 8. Paragraph (a) of subsection (4) and paragraph  
305 (a) of subsection (7) of section 1006.07, Florida Statutes, are  
306 amended, paragraphs (n) and (o) are added to subsection (2) and  
307 paragraph (d) is added to subsection (6) of that section, to  
308 read:

309 1006.07 District school board duties relating to student  
310 discipline and school safety.—The district school board shall  
311 provide for the proper accounting for all students, for the  
312 attendance and control of students at school, and for proper  
313 attention to health, safety, and other matters relating to the  
314 welfare of students, including:

315 (2) CODE OF STUDENT CONDUCT.—Adopt a code of student  
316 conduct for elementary schools and a code of student conduct for  
317 middle and high schools and distribute the appropriate code to  
318 all teachers, school personnel, students, and parents, at the  
319 beginning of every school year. Each code shall be organized and  
320 written in language that is understandable to students and  
321 parents and shall be discussed at the beginning of every school  
322 year in student classes, school advisory council meetings, and  
323 parent and teacher association or organization meetings. Each  
324 code shall be based on the rules governing student conduct and  
325 discipline adopted by the district school board and shall be

326 made available in the student handbook or similar publication.  
 327 Each code shall include, but is not limited to:

328 (n) Criteria for assigning a student to a civil citation  
 329 or similar prearrest diversion program that is an alternative to  
 330 expulsion or referral to law enforcement agencies. All civil  
 331 citation or similar prearrest diversion programs that are used  
 332 by a school district as an alternative to referral to law  
 333 enforcement must comply with s. 985.12.

334 (o) Criteria for assigning a student to a school-based  
 335 intervention program. A student's participation in a school-  
 336 based intervention program may not be entered into the Juvenile  
 337 Justice Information System Prevention Web.

338 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

339 (a) Formulate and prescribe policies and procedures, in  
 340 consultation with the appropriate public safety agencies, for  
 341 emergency drills and for actual emergencies, including, but not  
 342 limited to, fires, natural disasters, active shooter and hostage  
 343 situations, and bomb threats, for all students and faculty at  
 344 all public schools of the district comprised of grades K-12.  
 345 Drills for active shooter and hostage situations shall be  
 346 conducted in accordance with developmentally appropriate and  
 347 age-appropriate procedures at least as often as other emergency  
 348 drills. District school board policies shall include commonly  
 349 used alarm system responses for specific types of emergencies  
 350 and verification by each school that drills have been provided

351 as required by law and fire protection codes and may provide  
352 accommodations for drills conducted by ESE centers. The  
353 emergency response policy shall identify the individuals  
354 responsible for contacting the primary emergency response agency  
355 and the emergency response agency that is responsible for  
356 notifying the school district for each type of emergency.

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

362 (d) Each district school board and charter school  
363 governing board must adopt, in coordination with local law  
364 enforcement agencies, a family reunification plan to reunite  
365 students and employees with their families in the event that a  
366 school is closed or unexpectedly evacuated due to a natural or  
367 man-made disaster.

368 (7) THREAT ASSESSMENT TEAMS.—Each district school board  
369 shall adopt policies for the establishment of threat assessment  
370 teams at each school whose duties include the coordination of  
371 resources and assessment and intervention with individuals whose  
372 behavior may pose a threat to the safety of school staff or  
373 students consistent with the model policies developed by the  
374 Office of Safe Schools. Such policies must include procedures  
375 for referrals to mental health services identified by the school

376 district pursuant to s. 1012.584(4), when appropriate, and  
377 procedures for behavioral threat assessments in compliance with  
378 the instrument developed pursuant to s. 1001.212(12).

379 (a) A threat assessment team shall include persons with  
380 expertise in counseling, instruction, school administration, and  
381 law enforcement. Members of the threat assessment team must be  
382 involved in the threat assessment process and final decision.

383 The threat assessment teams shall identify members of the school  
384 community to whom threatening behavior should be reported and  
385 provide guidance to students, faculty, and staff regarding  
386 recognition of threatening or aberrant behavior that may  
387 represent a threat to the community, school, or self. Upon the  
388 availability of the behavioral threat assessment instrument  
389 developed pursuant to s. 1001.212(12), the threat assessment  
390 team shall use that instrument.

391 Section 9. Section 1006.12, Florida Statutes, is amended  
392 to read:

393 1006.12 Safe-school officers at each public school.—For  
394 the protection and safety of school personnel, property,  
395 students, and visitors, each district school board and school  
396 district superintendent shall partner with law enforcement  
397 agencies or security agencies to establish or assign one or more  
398 safe-school officers at each school facility within the  
399 district, including charter schools. A district school board  
400 must collaborate with charter school governing boards to

401 facilitate charter school access to all safe-school officer  
402 options available under this section. The school district may  
403 implement any combination of the options in subsections (1)-(4)  
404 to best meet the needs of the school district and charter  
405 schools.

406 (1) SCHOOL RESOURCE OFFICER.—A school district may  
407 establish school resource officer programs through a cooperative  
408 agreement with law enforcement agencies.

409 (a) School resource officers shall undergo criminal  
410 background checks, drug testing, and a psychological evaluation  
411 and be certified law enforcement officers, as defined in s.  
412 943.10(1), who are employed by a law enforcement agency as  
413 defined in s. 943.10(4). The powers and duties of a law  
414 enforcement officer shall continue throughout the employee's  
415 tenure as a school resource officer.

416 (b) School resource officers shall abide by district  
417 school board policies and shall consult with and coordinate  
418 activities through the school principal, but shall be  
419 responsible to the law enforcement agency in all matters  
420 relating to employment, subject to agreements between a district  
421 school board and a law enforcement agency. Activities conducted  
422 by the school resource officer which are part of the regular  
423 instructional program of the school shall be under the direction  
424 of the school principal.

425 ~~(c) Complete mental health crisis intervention training~~

426 | ~~using a curriculum developed by a national organization with~~  
427 | ~~expertise in mental health crisis intervention. The training~~  
428 | ~~shall improve officers' knowledge and skills as first responders~~  
429 | ~~to incidents involving students with emotional disturbance or~~  
430 | ~~mental illness, including de-escalation skills to ensure student~~  
431 | ~~and officer safety.~~

432 | (2) SCHOOL SAFETY OFFICER.—A school district may commission  
433 | one or more school safety officers for the protection and safety  
434 | of school personnel, property, and students within the school  
435 | district. The district school superintendent may recommend, and  
436 | the district school board may appoint, one or more school safety  
437 | officers.

438 | (a) School safety officers shall undergo criminal  
439 | background checks, drug testing, and a psychological evaluation  
440 | and be law enforcement officers, as defined in s. 943.10(1),  
441 | certified under ~~the provisions of~~ chapter 943 and employed by  
442 | either a law enforcement agency or by the district school board.  
443 | If the officer is employed by the district school board, the  
444 | district school board is the employing agency for purposes of  
445 | chapter 943, and must comply with ~~the provisions of~~ that  
446 | chapter.

447 | (b) A school safety officer has and shall exercise the  
448 | power to make arrests for violations of law on district school  
449 | board property or on property owned or leased by a charter  
450 | school under the charter contract, as applicable, and to arrest

451 persons, whether on or off such property, who violate any law on  
452 such property under the same conditions that deputy sheriffs are  
453 authorized to make arrests. A school safety officer has the  
454 authority to carry weapons when performing his or her official  
455 duties.

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

461 (3) SCHOOL GUARDIAN.—At the school district's or the  
462 charter school governing board's discretion, as applicable,  
463 pursuant to s. 30.15, a school district or charter school  
464 governing board may participate in the Coach Aaron Feis Guardian  
465 Program to meet the requirement of establishing a safe-school  
466 officer. The following individuals may serve as a school  
467 guardian, in support of school-sanctioned activities for  
468 purposes of s. 790.115, upon satisfactory completion of the  
469 requirements under s. 30.15(1)(k) and certification by a  
470 sheriff:

471 (a) A school district employee or personnel, as defined  
472 under s. 1012.01, or a charter school employee, as provided  
473 under s. 1002.33(12)(a), who volunteers to serve as a school  
474 guardian in addition to his or her official job duties; or

475 (b) An employee of a school district or a charter school

476 | who is hired for the specific purpose of serving as a school  
477 | guardian.

478 |       (4) SCHOOL SECURITY GUARD.—A school district or charter  
479 | school governing board may contract with a security agency as  
480 | defined in s. 493.6101(18) to employ as a school security guard  
481 | an individual who holds a Class "D" and Class "G" license  
482 | pursuant to chapter 493, provided the following training and  
483 | contractual conditions are met:

484 |       (a) An individual who serves as a school security guard,  
485 | for purposes of satisfying the requirements of this section,  
486 | must:

487 |       1. Demonstrate completion of 144 hours of required  
488 | training pursuant to s. 30.15(1)(k)2.

489 |       2. Pass a psychological evaluation administered by a  
490 | psychologist licensed under chapter 490 and designated by the  
491 | Department of Law Enforcement and submit the results of the  
492 | evaluation to the sheriff's office, school district, or charter  
493 | school governing board, as applicable. The Department of Law  
494 | Enforcement is authorized to provide the sheriff's office,  
495 | school district, or charter school governing board with mental  
496 | health and substance abuse data for compliance with this  
497 | paragraph.

498 |       3. Submit to and pass an initial drug test and subsequent  
499 | random drug tests in accordance with the requirements of s.  
500 | 112.0455 and the sheriff's office, school district, or charter

501 school governing board, as applicable.

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

506 (b) The contract between a security agency and a school  
 507 district or a charter school governing board regarding  
 508 requirements applicable to school security guards serving in the  
 509 capacity of a safe-school officer for purposes of satisfying the  
 510 requirements of this section shall define the entity or entities  
 511 responsible for training and the responsibilities for  
 512 maintaining records relating to training, inspection, and  
 513 firearm qualification.

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

519 (5) NOTIFICATION.—The district school superintendent or  
 520 charter school administrator ~~school district~~ shall notify the  
 521 county sheriff and the Office of Safe Schools immediately after,  
 522 but no later than 72 hours after:

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

525 (b) A safe-school officer discharges his or her firearm in

526 the exercise of the safe-school officer's duties, other than for  
527 training purposes.

528 (6) CRISIS INTERVENTION TRAINING.—Each safe-school officer  
529 must complete mental health crisis intervention training using a  
530 curriculum developed by a national organization with expertise  
531 in mental health crisis intervention. The training shall improve  
532 the officer's knowledge and skills as a first responder to  
533 incidents involving students with emotional disturbance or  
534 mental illness, including de-escalation skills to ensure student  
535 and officer safety.

536 (7) LIMITATIONS.—An individual must satisfy the background  
537 screening, psychological evaluation, and drug test requirements  
538 and be approved by the sheriff before participating in any  
539 training required by s. 30.15(1)(k), which may only be conducted  
540 by a sheriff.

541 (8) ~~(6)~~ EXEMPTION.—Any information that would identify  
542 whether a particular individual has been appointed as a safe-  
543 school officer pursuant to this section held by a law  
544 enforcement agency, school district, or charter school is exempt  
545 from s. 119.07(1) and s. 24(a), Art. I of the State  
546 Constitution. This subsection is subject to the Open Government  
547 Sunset Review Act in accordance with s. 119.15 and shall stand  
548 repealed on October 2, 2023, unless reviewed and saved from  
549 repeal through reenactment by the Legislature.

550

551 If a district school board, through its adopted policies,  
552 procedures, or actions, denies a charter school access to any  
553 safe-school officer options pursuant to this section or if the  
554 charter school notifies the school district that it is unable to  
555 obtain a school resource officer or school safety officer on the  
556 same terms and conditions as the school district or that its  
557 employees are unable to complete guardian training in time to  
558 meet the requirements of law, the school district must assign a  
559 school resource officer or school safety officer to the charter  
560 school. Under such circumstances, the charter school's share of  
561 the costs of the school resource officer or school safety  
562 officer may not exceed the safe school allocation funds provided  
563 to the charter school pursuant to s. 1011.62(15) and shall be  
564 retained by the school district.

565 Section 10. Subsection (3) of section 1006.13, Florida  
566 Statutes, is amended to read:

567 1006.13 Policy of zero tolerance for crime and  
568 victimization.—

569 (3) Zero-tolerance policies must require students found to  
570 have committed one of the following offenses to be expelled,  
571 with or without continuing educational services, from the  
572 student's regular school for a period of not less than 1 full  
573 year, and to be referred to the criminal justice or juvenile  
574 justice system.

575 (a) Bringing a firearm or weapon, as defined in chapter

576 790, to school, to any school function, or onto any school-  
577 sponsored transportation or possessing a firearm at school.

578 (b) Making a threat or false report, as defined by ss.  
579 790.162 and 790.163, respectively, involving school or school  
580 personnel's property, school transportation, or a school-  
581 sponsored activity.

582  
583 District school boards may assign a ~~the~~ student in ~~to~~ a civil  
584 citation or prearrest diversion program authorized by s. 985.12  
585 to a disciplinary program for the purpose of continuing  
586 educational services during the period of expulsion. District  
587 school superintendents may consider the 1-year expulsion  
588 requirement on a case-by-case basis and request the district  
589 school board to modify the requirement by assigning a ~~the~~  
590 student in ~~to~~ a civil citation or prearrest diversion program  
591 authorized by s. 985.12 to a disciplinary program or second  
592 chance school if the request for modification is in writing and  
593 it is determined to be in the best interest of the student and  
594 the school system. If a student committing any of the offenses  
595 in this subsection is a student who has a disability, the  
596 district school board shall comply with applicable State Board  
597 of Education rules.

598 Section 11. Paragraph (a) of subsection (2) of section  
599 1006.1493, Florida Statutes, is amended to read:

600 1006.1493 Florida Safe Schools Assessment Tool.—

601 (2) The FSSAT must help school officials identify threats,  
 602 vulnerabilities, and appropriate safety controls for the schools  
 603 that they supervise, pursuant to the security risk assessment  
 604 requirements of s. 1006.07(6).

605 (a) At a minimum, the FSSAT must address all of the  
 606 following components:

- 607 1. School emergency and crisis preparedness planning;
- 608 2. Security, crime, and violence prevention policies and  
 609 procedures;
- 610 3. Physical security measures;
- 611 4. Professional development training needs;
- 612 5. An examination of support service roles in school  
 613 safety, security, and emergency planning;
- 614 6. School security and school police staffing, operational  
 615 practices, and related services;
- 616 7. School and community collaboration on school safety;  
 617 and
- 618 8. Policies and procedures to prepare for and respond to  
 619 natural and man-made disasters, including family reunification  
 620 plans to reunite students and employees with their families  
 621 after a school is closed or unexpectedly evacuated due to such  
 622 disasters; and

623 ~~9.8.~~ A return on investment analysis of the recommended  
 624 physical security controls.

625 Section 12. Paragraph (e) is added to subsection (4) of

626 | section 1008.32, Florida Statutes, to read:

627 |       1008.32 State Board of Education oversight enforcement  
 628 | authority.—The State Board of Education shall oversee the  
 629 | performance of district school boards and Florida College System  
 630 | institution boards of trustees in enforcement of all laws and  
 631 | rules. District school boards and Florida College System  
 632 | institution boards of trustees shall be primarily responsible  
 633 | for compliance with law and state board rule.

634 |       (4) If the State Board of Education determines that a  
 635 | district school board or Florida College System institution  
 636 | board of trustees is unwilling or unable to comply with law or  
 637 | state board rule within the specified time, the state board  
 638 | shall have the authority to initiate any of the following  
 639 | actions:

640 |       (e) Direct the school district to suspend the salary of  
 641 | the district school superintendent and, if the superintendent is  
 642 | appointed, the salaries of the district school board members  
 643 | until such time as the noncompliance is remedied where the  
 644 | noncompliance is related to school safety.

645 |       Section 13. Paragraph (b) of subsection (16) of section  
 646 | 1011.62, Florida Statutes, is amended to read:

647 |       1011.62 Funds for operation of schools.—If the annual  
 648 | allocation from the Florida Education Finance Program to each  
 649 | district for operation of schools is not determined in the  
 650 | annual appropriations act or the substantive bill implementing

651 the annual appropriations act, it shall be determined as  
652 follows:

653 (16) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental  
654 health assistance allocation is created to provide funding to  
655 assist school districts in establishing or expanding school-  
656 based mental health care; train educators and other school staff  
657 in detecting and responding to mental health issues; and connect  
658 children, youth, and families who may experience behavioral  
659 health issues with appropriate services. These funds shall be  
660 allocated annually in the General Appropriations Act or other  
661 law to each eligible school district. Each school district shall  
662 receive a minimum of \$100,000, with the remaining balance  
663 allocated based on each school district's proportionate share of  
664 the state's total unweighted full-time equivalent student  
665 enrollment. Charter schools that submit a plan separate from the  
666 school district are entitled to a proportionate share of  
667 district funding. The allocated funds may not supplant funds  
668 that are provided for this purpose from other operating funds  
669 and may not be used to increase salaries or provide bonuses.  
670 School districts are encouraged to maximize third-party health  
671 insurance benefits and Medicaid claiming for services, where  
672 appropriate.

673 (b) The plans required under paragraph (a) must be focused  
674 on a multitiered system of supports to deliver evidence-based  
675 mental health care assessment, diagnosis, intervention,

676 treatment, and recovery services to students with one or more  
677 mental health or co-occurring substance abuse diagnoses and to  
678 students at high risk of such diagnoses. The provision of these  
679 services must be coordinated with a student's primary mental  
680 health care provider and with other mental health providers  
681 involved in the student's care. At a minimum, the plans must  
682 include the following elements:

683 1. Direct employment of school-based mental health  
684 services providers to expand and enhance school-based student  
685 services and to reduce the ratio of students to staff in order  
686 to better align with nationally recommended ratio models. These  
687 providers include, but are not limited to, certified school  
688 counselors, school psychologists, school social workers, and  
689 other licensed mental health professionals. The plan also must  
690 identify strategies to increase the amount of time that school-  
691 based student services personnel spend providing direct services  
692 to students, which may include the review and revision of  
693 district staffing resource allocations based on school or  
694 student mental health assistance needs.

695 2. An interagency agreement or memorandum of understanding  
696 with a managing entity, as defined in s. 394.9082(2), that  
697 facilitates referrals of students to community-based services  
698 and coordinates care for students served by school-based and  
699 community-based providers. Such agreement or memorandum of  
700 understanding must address the sharing of records and

701 information as authorized under s. 1006.07(7)(d) to coordinate  
702 care and increase access to appropriate services.

703 ~~3.2.~~ Contracts or interagency agreements with one or more  
704 local community behavioral health providers or providers of  
705 Community Action Team services to provide a behavioral health  
706 staff presence and services at district schools. Services may  
707 include, but are not limited to, mental health screenings and  
708 assessments, individual counseling, family counseling, group  
709 counseling, psychiatric or psychological services, trauma-  
710 informed care, mobile crisis services, and behavior  
711 modification. These behavioral health services may be provided  
712 on or off the school campus and may be supplemented by  
713 telehealth.

714 ~~4.3.~~ Policies and procedures, including contracts with  
715 service providers, which will ensure that:

716 a. A parent of a student is provided information about  
717 behavioral health services available through the student's  
718 school or local community-based behavioral health services  
719 providers, including, but not limited to, the community action  
720 treatment team established in s. 394.495 serving the student's  
721 area. A school may meet this requirement by providing  
722 information about and Internet addresses for web-based  
723 directories or guides for local behavioral health services. Such  
724 directories or guides must be easily navigated and understood by  
725 individuals unfamiliar with behavioral health delivery systems

726 or services and include specific contact information for local  
727 behavioral health providers.

728 b. Each school district uses the services of the community  
729 action treatment team established in s. 394.495 to the extent  
730 that such services are available.

731 c. Students who are referred to a school-based or  
732 community-based mental health service provider for mental health  
733 screening for the identification of mental health concerns and  
734 ensure that the assessment of students at risk for mental health  
735 disorders occurs within 15 days of referral. School-based mental  
736 health services must be initiated within 15 days after  
737 identification and assessment, and support by community-based  
738 mental health service providers for students who are referred  
739 for community-based mental health services must be initiated  
740 within 30 days after the school or district makes a referral.

741 d. Referrals to behavioral health services available  
742 through other delivery systems or payors for which a student or  
743 individuals living in the household of a student receiving  
744 services under this subsection may qualify, if such services  
745 appear to be needed or enhancements in those individuals'  
746 behavioral health would contribute to the improved well-being of  
747 the student.

748 ~~5.4.~~ Strategies or programs to reduce the likelihood of  
749 at-risk students developing social, emotional, or behavioral  
750 health problems, depression, anxiety disorders, suicidal

751 tendencies, or substance use disorders.

752 ~~6.5.~~ Strategies to improve the early identification of  
753 social, emotional, or behavioral problems or substance use  
754 disorders, to improve the provision of early intervention  
755 services, and to assist students in dealing with trauma and  
756 violence.

757 Section 14. Except as otherwise expressly provided in this  
758 act, this act shall take effect July 1, 2020.