

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.1006.1493, F.S.; requiring  
59 the Florida Safe Schools Assessment Tool to address  
60 policies and procedures relating to certain disasters;  
61 amending s. 1008.32, F.S.; authorizing the state board  
62 to direct a school district to suspend the salaries of  
63 specified individuals under certain circumstances  
64 relating to school safety; amending s. 1011.62, F.S.;  
65 revising the mental health assistance allocation plans  
66 to include policies and procedures relating to certain  
67 behavioral health services available to such students;  
68 requiring schools districts to use specified services  
69 from certain teams; providing requirements for  
70 referrals to certain behavioral health services;  
71 providing effective dates.

72  
73 Be It Enacted by the Legislature of the State of Florida:

74  
75 Section 1. Effective October 1, 2020, paragraph (c) is

76 added to subsection (2) of section 943.082, Florida Statutes, to  
 77 read:

78 943.082 School Safety Awareness Program.—

79 (2) The reporting tool must notify the reporting party of  
 80 the following information:

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

89 Section 2. Paragraph (a) of subsection (2) of section  
 90 943.687, Florida Statutes, is amended to read:

91 943.687 Marjory Stoneman Douglas High School Public Safety  
 92 Commission.—

93 (2) (a) The commission shall convene no later than June 1,  
 94 2018, and shall be composed of 19 ~~16~~ members. Six ~~Five~~ members  
 95 shall be appointed by the President of the Senate, six ~~five~~  
 96 members shall be appointed by the Speaker of the House of  
 97 Representatives, and six ~~five~~ members shall be appointed by the  
 98 Governor. From the members of the commission, the Governor shall  
 99 appoint the chair. Appointments must be made by April 30, 2018.  
 100 The Commissioner of the Department of Law Enforcement shall

101 | serve as a member of the commission. The Secretary of Children  
102 | and Families, the Secretary of Juvenile Justice, the Secretary  
103 | of Health Care Administration, and the Commissioner of Education  
104 | shall serve as ex officio, nonvoting members of the commission.  
105 | Members shall serve at the pleasure of the officer who appointed  
106 | the member. A vacancy on the commission shall be filled in the  
107 | same manner as the original appointment and, to the maximum  
108 | extent possible, achieve equal representation of school  
109 | district, law enforcement, and health care professionals.

110 |       Section 3. Paragraph (f) of subsection (2) of section  
111 | 985.12, Florida Statutes, is amended to read:

112 |       985.12 Civil citation or similar prearrest diversion  
113 | programs.—

114 |       (2) JUDICIAL CIRCUIT CIVIL CITATION OR SIMILAR PREARREST  
115 | DIVERSION PROGRAM DEVELOPMENT, IMPLEMENTATION, AND OPERATION.—

116 |       (f) Each civil citation or similar prearrest diversion  
117 | program shall enter the appropriate youth data into the Juvenile  
118 | Justice Information System Prevention Web within 7 days after  
119 | the admission of the youth into the program. Beginning in fiscal  
120 | year 2021-2022, law enforcement officers must have field access  
121 | to civil citation and prearrest diversion information.

122 |       Section 4. Subsection (9) of section 1001.11, Florida  
123 | Statutes, is amended to read:

124 |       1001.11 Commissioner of Education; other duties.—

125 |       (9) The commissioner shall oversee compliance with the

126 requirements relating to school safety and security requirements  
 127 of the Marjory Stoneman Douglas High School Public Safety Act,  
 128 chapter 2018-3, Laws of Florida, by school districts; district  
 129 school superintendents; and public schools, including charter  
 130 schools. Upon notification by the Office of Safe Schools that a  
 131 district school board has failed to comply with the requirements  
 132 relating to school safety and security, the commissioner shall  
 133 require the district school board to withhold further payment of  
 134 the salary of the superintendent as authorized under s.  
 135 1001.42(13)(b). Upon notification by the Office of Safe Schools  
 136 that a charter school has failed to comply with the requirements  
 137 relating to school safety and security, the commissioner must  
 138 facilitate compliance by charter schools by recommending actions  
 139 to the district school board pursuant to s. 1002.33. The  
 140 commissioner must facilitate compliance to the maximum extent  
 141 provided under law, identify incidents of noncompliance, and  
 142 impose or recommend to the State Board of Education, the  
 143 Governor, or the Legislature enforcement and sanctioning actions  
 144 pursuant to s. 1008.32 and other authority granted under law.

145 Section 5. Paragraph (e) of subsection (4) of section  
 146 1001.20, Florida Statutes, is amended to read:

147 1001.20 Department under direction of state board.—

148 (4) The Department of Education shall establish the  
 149 following offices within the Office of the Commissioner of  
 150 Education which shall coordinate their activities with all other

151 divisions and offices:

152 (e) Office of Inspector General.—Organized using existing  
153 resources and funds and responsible for promoting  
154 accountability, efficiency, and effectiveness and detecting  
155 fraud and abuse within school districts, the Florida School for  
156 the Deaf and the Blind, and Florida College System institutions  
157 in Florida. If the Commissioner of Education determines that a  
158 district school board, the Board of Trustees for the Florida  
159 School for the Deaf and the Blind, or a Florida College System  
160 institution board of trustees is unwilling or unable to address  
161 substantiated allegations made by any person relating to waste,  
162 fraud, or financial mismanagement within the school district,  
163 the Florida School for the Deaf and the Blind, or the Florida  
164 College System institution, the office shall conduct,  
165 coordinate, or request investigations into such substantiated  
166 allegations. If the Commissioner of Education determines that a  
167 district school board is unwilling or unable to address  
168 substantiated allegations made by any person relating to  
169 compliance with the requirements relating to school safety and  
170 security, the office shall conduct, coordinate, or request  
171 investigations into such substantiated allegations. The office  
172 shall investigate allegations or reports of possible fraud or  
173 abuse against a district school board made by any member of the  
174 Cabinet; the presiding officer of either house of the  
175 Legislature; a chair of a substantive or appropriations

176 committee with jurisdiction; or a member of the board for which  
177 an investigation is sought. The office shall have access to all  
178 information and personnel necessary to perform its duties and  
179 shall have all of its current powers, duties, and  
180 responsibilities authorized in s. 20.055. The office may issue  
181 and serve subpoenas and subpoenas duces tecum to compel the  
182 attendance of witnesses and the production of documents,  
183 reports, answers, records, accounts, and other data in any  
184 medium. In the event of noncompliance with a subpoena or a  
185 subpoena duces tecum issued under this paragraph, the inspector  
186 general may petition the circuit court of the county in which  
187 the person subpoenaed resides or has his or her principal place  
188 of business for an order requiring the subpoenaed person to  
189 appear and testify and to produce documents, reports, answers,  
190 records, accounts, or other data as specified in the subpoena or  
191 subpoena duces tecum.

192 Section 6. Subsections (14) and (15) of section 1001.212,  
193 Florida Statutes, are renumbered as subsections (15) and (16),  
194 respectively, subsections (2), (6), and (8) are amended, and a  
195 new subsection (14) is added to that section, to read:

196 1001.212 Office of Safe Schools.—There is created in the  
197 Department of Education the Office of Safe Schools. The office  
198 is fully accountable to the Commissioner of Education. The  
199 office shall serve as a central repository for best practices,  
200 training standards, and compliance oversight in all matters

201 regarding school safety and security, including prevention  
 202 efforts, intervention efforts, and emergency preparedness  
 203 planning. The office shall:

204 (2) Provide ongoing professional development opportunities  
 205 to school district and charter school personnel.

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

- 212 (a) Social media Internet posts;
- 213 (b) Department of Children and Families;
- 214 (c) Department of Law Enforcement;
- 215 (d) Department of Juvenile Justice;
- 216 (e) Mobile suspicious activity reporting tool known as  
 217 FortifyFL;
- 218 (f) School environmental safety incident reports collected  
 219 under subsection (8); and
- 220 (g) Local law enforcement.

221  
 222 Data that is exempt or confidential and exempt from public  
 223 records requirements retains its exempt or confidential and  
 224 exempt status when incorporated into the centralized integrated  
 225 data repository. To maintain the confidentiality requirements

226 | attached to the information provided to the centralized  
227 | integrated data repository by the various state and local  
228 | agencies, data governance and security shall ensure compliance  
229 | with all applicable state and federal data privacy requirements  
230 | through the use of user authorization and role-based security,  
231 | data anonymization and aggregation and auditing capabilities. To  
232 | maintain the confidentiality requirements attached to the  
233 | information provided to the centralized integrated data  
234 | repository by the various state and local agencies, each source  
235 | agency providing data to the repository shall be the sole  
236 | custodian of the data for the purpose of any request for  
237 | inspection or copies thereof under chapter 119. The department  
238 | shall only allow access to data from the source agencies in  
239 | accordance with rules adopted by the respective source agencies  
240 | and the requirements of the Federal Bureau of Investigation  
241 | Criminal Justice Information Services security policy, where  
242 | applicable.

243 |       (8) Provide technical assistance to school districts and  
244 | charter school governing boards for school environmental safety  
245 | incident reporting as required under s. 1006.07(9). The office  
246 | shall collect data through school environmental safety incident  
247 | reports on incidents involving any person which occur on school  
248 | premises, on school transportation, and at off-campus, school-  
249 | sponsored events. The office shall review and evaluate school  
250 | district reports to ensure compliance with reporting

251 requirements. ~~Upon notification by the department that a~~  
252 ~~superintendent has failed to comply with the requirements of s.~~  
253 ~~1006.07(9), the district school board shall withhold further~~  
254 ~~payment of his or her salary as authorized under s.~~  
255 ~~1001.42(13)(b) and impose other appropriate sanctions that the~~  
256 ~~commissioner or state board by law may impose.~~

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

264 Section 7. Paragraph (c) of subsection (8) of section  
265 1002.33, Florida Statutes, is amended to read:

266 1002.33 Charter schools.—

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

268 (c) A charter may be terminated immediately if the sponsor  
269 sets forth in writing the particular facts and circumstances  
270 demonstrating indicating that an immediate and serious danger to  
271 the health, safety, or welfare of the charter school's students  
272 exists, that the immediate and serious danger is likely to  
273 continue, and that an immediate termination of the charter is  
274 necessary. The sponsor's determination is subject to the  
275 procedures set forth in paragraph (b), except that the hearing

276 may take place after the charter has been terminated. The  
277 sponsor shall notify in writing the charter school's governing  
278 board, the charter school principal, and the department of the  
279 facts and circumstances supporting the emergency termination ~~if~~  
280 ~~a charter is terminated immediately~~. The sponsor shall clearly  
281 identify the specific issues that resulted in the immediate  
282 termination and provide evidence of prior notification of issues  
283 resulting in the immediate termination, if applicable ~~when~~  
284 ~~appropriate~~. Upon receiving written notice from the sponsor, the  
285 charter school's governing board has 10 calendar days to request  
286 a hearing. A requested hearing must be expedited and the final  
287 order must be issued within 60 days after the date of request.  
288 The sponsor shall assume operation of the charter school  
289 throughout the pendency of the hearing under paragraph (b)  
290 unless the continued operation of the charter school would  
291 materially threaten the health, safety, or welfare of the  
292 students. Failure by the sponsor to assume and continue  
293 operation of the charter school shall result in the awarding of  
294 reasonable costs and attorney's fees to the charter school if  
295 the charter school prevails on appeal.

296 Section 8. Paragraph (a) of subsection (4) and paragraph  
297 (a) of subsection (7) of section 1006.07, Florida Statutes, are  
298 amended, paragraphs (n) and (o) are added to subsection (2) and  
299 paragraph (d) is added to subsection (6) of that section, to  
300 read:

301 1006.07 District school board duties relating to student  
302 discipline and school safety.—The district school board shall  
303 provide for the proper accounting for all students, for the  
304 attendance and control of students at school, and for proper  
305 attention to health, safety, and other matters relating to the  
306 welfare of students, including:

307 (2) CODE OF STUDENT CONDUCT.—Adopt a code of student  
308 conduct for elementary schools and a code of student conduct for  
309 middle and high schools and distribute the appropriate code to  
310 all teachers, school personnel, students, and parents, at the  
311 beginning of every school year. Each code shall be organized and  
312 written in language that is understandable to students and  
313 parents and shall be discussed at the beginning of every school  
314 year in student classes, school advisory council meetings, and  
315 parent and teacher association or organization meetings. Each  
316 code shall be based on the rules governing student conduct and  
317 discipline adopted by the district school board and shall be  
318 made available in the student handbook or similar publication.  
319 Each code shall include, but is not limited to:

320 (n) Criteria for recommending to law enforcement that a  
321 student who commits a criminal offense be allowed to participate  
322 in a civil citation or similar prearrest diversion program as an  
323 alternative to expulsion or arrest. All civil citation or  
324 similar prearrest diversion programs must comply with s. 985.12.

325 (o) Criteria for assigning a student who commits a petty

326 act of misconduct, as defined by the district school board  
327 pursuant to s. 1006.13(2)(c), to a school-based intervention  
328 program. A student's participation in a school-based  
329 intervention program may not be entered into the Juvenile  
330 Justice Information System Prevention Web.

331 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

332 (a) Formulate and prescribe policies and procedures, in  
333 consultation with the appropriate public safety agencies, for  
334 emergency drills and for actual emergencies, including, but not  
335 limited to, fires, natural disasters, active shooter and hostage  
336 situations, and bomb threats, for all students and faculty at  
337 all public schools of the district comprised of grades K-12.  
338 Drills for active shooter and hostage situations shall be  
339 conducted in accordance with developmentally appropriate and  
340 age-appropriate procedures at least as often as other emergency  
341 drills. District school board policies shall include commonly  
342 used alarm system responses for specific types of emergencies  
343 and verification by each school that drills have been provided  
344 as required by law and fire protection codes and may provide  
345 accommodations for drills conducted by ESE centers. The  
346 emergency response policy shall identify the individuals  
347 responsible for contacting the primary emergency response agency  
348 and the emergency response agency that is responsible for  
349 notifying the school district for each type of emergency.

350 (6) SAFETY AND SECURITY BEST PRACTICES.—Each district

351 school superintendent shall establish policies and procedures  
352 for the prevention of violence on school grounds, including the  
353 assessment of and intervention with individuals whose behavior  
354 poses a threat to the safety of the school community.

355 (d) Each district school board and charter school  
356 governing board must adopt, in coordination with local law  
357 enforcement agencies, a family reunification plan to reunite  
358 students and employees with their families in the event that a  
359 school is closed or unexpectedly evacuated due to a natural or  
360 man-made disaster.

361 (7) THREAT ASSESSMENT TEAMS.—Each district school board  
362 shall adopt policies for the establishment of threat assessment  
363 teams at each school whose duties include the coordination of  
364 resources and assessment and intervention with individuals whose  
365 behavior may pose a threat to the safety of school staff or  
366 students consistent with the model policies developed by the  
367 Office of Safe Schools. Such policies must include procedures  
368 for referrals to mental health services identified by the school  
369 district pursuant to s. 1012.584(4), when appropriate, and  
370 procedures for behavioral threat assessments in compliance with  
371 the instrument developed pursuant to s. 1001.212(12).

372 (a) A threat assessment team shall include persons with  
373 expertise in counseling, instruction, school administration, and  
374 law enforcement. Members of the threat assessment team must be  
375 involved in the threat assessment process and final decision.

376 The threat assessment teams shall identify members of the school  
377 community to whom threatening behavior should be reported and  
378 provide guidance to students, faculty, and staff regarding  
379 recognition of threatening or aberrant behavior that may  
380 represent a threat to the community, school, or self. Upon the  
381 availability of the behavioral threat assessment instrument  
382 developed pursuant to s. 1001.212(12), the threat assessment  
383 team shall use that instrument.

384 Section 9. Section 1006.12, Florida Statutes, is amended  
385 to read:

386 1006.12 Safe-school officers at each public school.—For  
387 the protection and safety of school personnel, property,  
388 students, and visitors, each district school board and school  
389 district superintendent shall partner with law enforcement  
390 agencies or security agencies to establish or assign one or more  
391 safe-school officers at each school facility within the  
392 district, including charter schools. A district school board  
393 must collaborate with charter school governing boards to  
394 facilitate charter school access to all safe-school officer  
395 options available under this section. The school district may  
396 implement any combination of the options in subsections (1)–(4)  
397 to best meet the needs of the school district and charter  
398 schools.

399 (1) SCHOOL RESOURCE OFFICER.—A school district may  
400 establish school resource officer programs through a cooperative

401 agreement with law enforcement agencies.

402 (a) School resource officers shall undergo criminal  
403 background checks, drug testing, and a psychological evaluation  
404 and be certified law enforcement officers, as defined in s.  
405 943.10(1), who are employed by a law enforcement agency as  
406 defined in s. 943.10(4). The powers and duties of a law  
407 enforcement officer shall continue throughout the employee's  
408 tenure as a school resource officer.

409 (b) School resource officers shall abide by district  
410 school board policies and shall consult with and coordinate  
411 activities through the school principal, but shall be  
412 responsible to the law enforcement agency in all matters  
413 relating to employment, subject to agreements between a district  
414 school board and a law enforcement agency. Activities conducted  
415 by the school resource officer which are part of the regular  
416 instructional program of the school shall be under the direction  
417 of the school principal.

418 ~~(c) Complete mental health crisis intervention training~~  
419 ~~using a curriculum developed by a national organization with~~  
420 ~~expertise in mental health crisis intervention. The training~~  
421 ~~shall improve officers' knowledge and skills as first responders~~  
422 ~~to incidents involving students with emotional disturbance or~~  
423 ~~mental illness, including de-escalation skills to ensure student~~  
424 ~~and officer safety.~~

425 (2) SCHOOL SAFETY OFFICER.—A school district may commission

426 one or more school safety officers for the protection and safety  
427 of school personnel, property, and students within the school  
428 district. The district school superintendent may recommend, and  
429 the district school board may appoint, one or more school safety  
430 officers.

431 (a) School safety officers shall undergo criminal  
432 background checks, drug testing, and a psychological evaluation  
433 and be law enforcement officers, as defined in s. 943.10(1),  
434 certified under ~~the provisions of~~ chapter 943 and employed by  
435 either a law enforcement agency or by the district school board.  
436 If the officer is employed by the district school board, the  
437 district school board is the employing agency for purposes of  
438 chapter 943, and must comply with ~~the provisions of~~ that  
439 chapter.

440 (b) A school safety officer has and shall exercise the  
441 power to make arrests for violations of law on district school  
442 board property or on property owned or leased by a charter  
443 school under the charter contract, as applicable, and to arrest  
444 persons, whether on or off such property, who violate any law on  
445 such property under the same conditions that deputy sheriffs are  
446 authorized to make arrests. A school safety officer has the  
447 authority to carry weapons when performing his or her official  
448 duties.

449 (c) A district school board may enter into mutual aid  
450 agreements with one or more law enforcement agencies as provided

451 in chapter 23. A school safety officer's salary may be paid  
452 jointly by the district school board and the law enforcement  
453 agency, as mutually agreed to.

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

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

468 (b) An employee of a school district or a charter school  
469 who is hired for the specific purpose of serving as a school  
470 guardian.

471 (4) SCHOOL SECURITY GUARD.—A school district or charter  
472 school governing board may contract with a security agency as  
473 defined in s. 493.6101(18) to employ as a school security guard  
474 an individual who holds a Class "D" and Class "G" license  
475 pursuant to chapter 493, provided the following training and

476 contractual conditions are met:

477 (a) An individual who serves as a school security guard,  
478 for purposes of satisfying the requirements of this section,  
479 must:

480 1. Demonstrate completion of 144 hours of required  
481 training pursuant to s. 30.15(1)(k)2.

482 2. Pass a psychological evaluation administered by a  
483 psychologist licensed under chapter 490 and designated by the  
484 Department of Law Enforcement and submit the results of the  
485 evaluation to the sheriff's office, school district, or charter  
486 school governing board, as applicable. The Department of Law  
487 Enforcement is authorized to provide the sheriff's office,  
488 school district, or charter school governing board with mental  
489 health and substance abuse data for compliance with this  
490 paragraph.

491 3. Submit to and pass an initial drug test and subsequent  
492 random drug tests in accordance with the requirements of s.  
493 112.0455 and the sheriff's office, school district, or charter  
494 school governing board, as applicable.

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

499 (b) The contract between a security agency and a school  
500 district or a charter school governing board regarding

501 requirements applicable to school security guards serving in the  
502 capacity of a safe-school officer for purposes of satisfying the  
503 requirements of this section shall define the entity or entities  
504 responsible for training and the responsibilities for  
505 maintaining records relating to training, inspection, and  
506 firearm qualification.

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

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

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

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

521 (6) CRISIS INTERVENTION TRAINING.—Each safe-school officer  
522 must complete mental health crisis intervention training using a  
523 curriculum developed by a national organization with expertise  
524 in mental health crisis intervention. The training shall improve  
525 the officer's knowledge and skills as a first responder to

526 incidents involving students with emotional disturbance or  
527 mental illness, including de-escalation skills to ensure student  
528 and officer safety.

529 (7) LIMITATIONS.—An individual must satisfy the background  
530 screening, psychological evaluation, and drug test requirements  
531 and be approved by the sheriff before participating in any  
532 training required by s. 30.15(1)(k), which may only be conducted  
533 by a sheriff.

534 (8) ~~(6)~~ EXEMPTION.—Any information that would identify  
535 whether a particular individual has been appointed as a safe-  
536 school officer pursuant to this section held by a law  
537 enforcement agency, school district, or charter school is exempt  
538 from s. 119.07(1) and s. 24(a), Art. I of the State  
539 Constitution. This subsection is subject to the Open Government  
540 Sunset Review Act in accordance with s. 119.15 and shall stand  
541 repealed on October 2, 2023, unless reviewed and saved from  
542 repeal through reenactment by the Legislature.

543  
544 If a district school board, through its adopted policies,  
545 procedures, or actions, denies a charter school access to any  
546 safe-school officer options pursuant to this section or if the  
547 charter school notifies the school district that it is unable to  
548 obtain a school resource officer or school safety officer on the  
549 same terms and conditions as the school district or that its  
550 employees are unable to complete guardian training in time to

551 meet the requirements of law, the school district must assign a  
552 school resource officer or school safety officer to the charter  
553 school. Under such circumstances, the charter school's share of  
554 the costs of the school resource officer or school safety  
555 officer may not exceed the safe school allocation funds provided  
556 to the charter school pursuant to s. 1011.62(15) and shall be  
557 retained by the school district.

558 Section 10. Paragraph (a) of subsection (2) of section  
559 1006.1493, Florida Statutes, is amended to read:

560 1006.1493 Florida Safe Schools Assessment Tool.—

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

565 (a) At a minimum, the FSSAT must address all of the  
566 following components:

- 567 1. School emergency and crisis preparedness planning;
- 568 2. Security, crime, and violence prevention policies and  
569 procedures;
- 570 3. Physical security measures;
- 571 4. Professional development training needs;
- 572 5. An examination of support service roles in school  
573 safety, security, and emergency planning;
- 574 6. School security and school police staffing, operational  
575 practices, and related services;

576 7. School and community collaboration on school safety;  
 577 and

578 8. Policies and procedures to prepare for and respond to  
 579 natural and man-made disasters, including family reunification  
 580 plans to reunite students and employees with their families  
 581 after a school is closed or unexpectedly evacuated due to such  
 582 disasters; and

583 ~~9.8.~~ A return on investment analysis of the recommended  
 584 physical security controls.

585 Section 11. Paragraph (e) is added to subsection (4) of  
 586 section 1008.32, Florida Statutes, to read:

587 1008.32 State Board of Education oversight enforcement  
 588 authority.—The State Board of Education shall oversee the  
 589 performance of district school boards and Florida College System  
 590 institution boards of trustees in enforcement of all laws and  
 591 rules. District school boards and Florida College System  
 592 institution boards of trustees shall be primarily responsible  
 593 for compliance with law and state board rule.

594 (4) If the State Board of Education determines that a  
 595 district school board or Florida College System institution  
 596 board of trustees is unwilling or unable to comply with law or  
 597 state board rule within the specified time, the state board  
 598 shall have the authority to initiate any of the following  
 599 actions:

600 (e) Direct the school district to suspend the salary of

601 the district school superintendent and, if the superintendent is  
602 appointed, the salaries of the district school board members  
603 until such time as the noncompliance is remedied where the  
604 noncompliance is related to school safety.

605 Section 12. Paragraph (b) of subsection (16) of section  
606 1011.62, Florida Statutes, is amended to read:

607 1011.62 Funds for operation of schools.—If the annual  
608 allocation from the Florida Education Finance Program to each  
609 district for operation of schools is not determined in the  
610 annual appropriations act or the substantive bill implementing  
611 the annual appropriations act, it shall be determined as  
612 follows:

613 (16) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental  
614 health assistance allocation is created to provide funding to  
615 assist school districts in establishing or expanding school-  
616 based mental health care; train educators and other school staff  
617 in detecting and responding to mental health issues; and connect  
618 children, youth, and families who may experience behavioral  
619 health issues with appropriate services. These funds shall be  
620 allocated annually in the General Appropriations Act or other  
621 law to each eligible school district. Each school district shall  
622 receive a minimum of \$100,000, with the remaining balance  
623 allocated based on each school district's proportionate share of  
624 the state's total unweighted full-time equivalent student  
625 enrollment. Charter schools that submit a plan separate from the

626 school district are entitled to a proportionate share of  
627 district funding. The allocated funds may not supplant funds  
628 that are provided for this purpose from other operating funds  
629 and may not be used to increase salaries or provide bonuses.  
630 School districts are encouraged to maximize third-party health  
631 insurance benefits and Medicaid claiming for services, where  
632 appropriate.

633 (b) The plans required under paragraph (a) must be focused  
634 on a multitiered system of supports to deliver evidence-based  
635 mental health care assessment, diagnosis, intervention,  
636 treatment, and recovery services to students with one or more  
637 mental health or co-occurring substance abuse diagnoses and to  
638 students at high risk of such diagnoses. The provision of these  
639 services must be coordinated with a student's primary mental  
640 health care provider and with other mental health providers  
641 involved in the student's care. At a minimum, the plans must  
642 include the following elements:

643 1. Direct employment of school-based mental health  
644 services providers to expand and enhance school-based student  
645 services and to reduce the ratio of students to staff in order  
646 to better align with nationally recommended ratio models. These  
647 providers include, but are not limited to, certified school  
648 counselors, school psychologists, school social workers, and  
649 other licensed mental health professionals. The plan also must  
650 identify strategies to increase the amount of time that school-

651 based student services personnel spend providing direct services  
652 to students, which may include the review and revision of  
653 district staffing resource allocations based on school or  
654 student mental health assistance needs.

655 2. Contracts or interagency agreements with one or more  
656 local community behavioral health providers or providers of  
657 Community Action Team services to provide a behavioral health  
658 staff presence and services at district schools. Services may  
659 include, but are not limited to, mental health screenings and  
660 assessments, individual counseling, family counseling, group  
661 counseling, psychiatric or psychological services, trauma-  
662 informed care, mobile crisis services, and behavior  
663 modification. These behavioral health services may be provided  
664 on or off the school campus and may be supplemented by  
665 telehealth.

666 3. Policies and procedures, including contracts with  
667 service providers, which will ensure that:

668 a. A parent of a student is provided information about  
669 behavioral health services available through the student's  
670 school or local community-based behavioral health services  
671 providers, including, but not limited to, the community action  
672 treatment team established in s. 394.495 serving the student's  
673 area. A school may meet this requirement by providing  
674 information about and Internet addresses for web-based  
675 directories or guides for local behavioral health services. Such

676 directories or guides must be easily navigated and understood by  
677 individuals unfamiliar with behavioral health delivery systems  
678 or services and include specific contact information for local  
679 behavioral health providers.

680 b. Each school district uses the services of the community  
681 action treatment team established in s. 394.495 to the extent  
682 that such services are available.

683 c. Students who are referred to a school-based or  
684 community-based mental health service provider for mental health  
685 screening for the identification of mental health concerns and  
686 ensure that the assessment of students at risk for mental health  
687 disorders occurs within 15 days of referral. School-based mental  
688 health services must be initiated within 15 days after  
689 identification and assessment, and support by community-based  
690 mental health service providers for students who are referred  
691 for community-based mental health services must be initiated  
692 within 30 days after the school or district makes a referral.

693 d. Referrals to behavioral health services available  
694 through other delivery systems or payors for which a student or  
695 individuals living in the household of a student receiving  
696 services under this subsection may qualify, if such services  
697 appear to be needed or enhancements in those individuals'  
698 behavioral health would contribute to the improved well-being of  
699 the student.

700 4. Strategies or programs to reduce the likelihood of at-

701 risk students developing social, emotional, or behavioral health  
702 problems, depression, anxiety disorders, suicidal tendencies, or  
703 substance use disorders.

704 5. Strategies to improve the early identification of  
705 social, emotional, or behavioral problems or substance use  
706 disorders, to improve the provision of early intervention  
707 services, and to assist students in dealing with trauma and  
708 violence.

709 Section 13. Except as otherwise expressly provided in this  
710 act, this act shall take effect July 1, 2020.