

1 A bill to be entitled
2 An act relating to educator conduct; amending s.
3 1001.10, F.S.; requiring the Department of Education
4 to maintain a disqualification list of certain
5 persons; providing for the removal of a person from
6 the list under certain circumstances; requiring the
7 State Board of Education to adopt rules; requiring the
8 department to provide access to specified information
9 to certain staff for specified purposes; amending s.
10 1001.42, F.S.; providing that certain provisions
11 relating to conduct and prohibition from employment
12 apply to educational support employees; prohibiting
13 certain employees and personnel from employment under
14 certain circumstances; requiring district school
15 boards to report specified persons to the department
16 for inclusion on the list; providing that a school
17 board official forfeits his or her salary for 1 year
18 under additional circumstances; amending s. 1001.51,
19 F.S.; providing that a district school superintendent
20 forfeits his or her salary for 1 year under additional
21 circumstances; amending s. 1002.33, F.S.; prohibiting
22 certain individuals from employment at a charter
23 school; providing requirements for charter schools
24 relating to employing certain individuals; requiring
25 the governing board of a charter school to establish

26 | the duty of instructional personnel and school
27 | administrators to report specified alleged misconduct
28 | by certain individuals; prohibiting an individual on
29 | the list from employment in specified positions;
30 | requiring a charter school to report specified
31 | individuals to the department for inclusion on a
32 | certain list; amending s. 1002.421, F.S.; requiring
33 | certain private schools to include educational support
34 | employees in specified policies; requiring certain
35 | private schools to deny employment to certain persons;
36 | prohibiting the employment of certain employees and
37 | personnel under circumstances; requiring private
38 | schools to report specified persons to the department
39 | for inclusion on a certain list; authorizing the
40 | Commissioner of Education to permanently revoke an
41 | owner's or operator's authority to establish or
42 | operate a private school in the state under certain
43 | circumstances; amending s. 1006.061, F.S.; revising
44 | the contents of a sign certain educational entities
45 | are required to post to include information relating
46 | to reporting of certain criminal acts; amending s.
47 | 1012.27, F.S.; revising the requirements for certain
48 | employment history checks to include a specified
49 | affidavit; amending s. 1012.31, requiring certain
50 | persons to execute and maintain an affidavit of

51 separation form for specified purposes; providing
52 requirements for such affidavit; amending s. 1012.315,
53 F.S.; providing that certain persons are ineligible
54 for an educator certification or specified employment;
55 amending s. 1012.795, F.S.; revising acts that warrant
56 a disciplinary action by the commission; amending s.
57 1012.796, F.S.; prohibiting the department from
58 issuing a certificate to certain persons; requiring
59 the commissioner to make a determination of probable
60 cause within a specified timeframe for complaints
61 relating to sexual misconduct with a student;
62 providing for such timeframe to be held in abeyance
63 under certain circumstances; providing construction;
64 requiring certain individuals to be placed on a
65 disqualification list; requiring the commissioner to
66 remove certain suspended personnel or administrators
67 from certain positions under specified circumstances;
68 requiring a district school superintendent to
69 immediately suspend certain individuals and take
70 specified action as a results of alleged misconduct;
71 prohibiting certain individuals from serving or
72 applying to serve in specified positions at public
73 schools and specified private schools; providing a
74 timeframe for specified investigations; providing
75 timeframe for administrative suspension; providing

76 | criminal penalties; amending s. 1012.797, F.S.;

77 | requiring certain law enforcement notification to

78 | charter and private schools; providing an effective

79 | date.

80 |

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

82 |

83 | Section 1. Subsections (4) and (5) of section 1001.10,

84 | Florida Statutes, are amended to read:

85 | 1001.10 Commissioner of Education; general powers and

86 | duties.—

87 | (4) The Department of Education shall:

88 | (a) Provide technical assistance to school districts,

89 | charter schools, the Florida School for the Deaf and the Blind,

90 | and private schools that accept scholarship students who

91 | participate in a state scholarship program under chapter 1002 in

92 | the development of policies, procedures, and training related to

93 | employment practices and standards of ethical conduct for

94 | instructional personnel and school administrators, as defined in

95 | s. 1012.01.

96 | (b) Maintain a disqualification list that includes all of

97 | the following:

98 | 1. The identity of each person who has been permanently

99 | denied an educator certificate or whose educator certificate has

100 | been permanently revoked and has been placed on the list as

101 directed by the Education Practices Commission pursuant to s.
102 1012.795(1) or s. 1012.796(7).

103 2. The identity of each person who has been permanently
104 disqualified by the commissioner from owning or operating a
105 private school that participates in state scholarship programs
106 under s. 1002.421.

107 3. The identity of each person who has been terminated, or
108 has resigned in lieu of termination, from employment as a result
109 of sexual misconduct with a student.

110 4. The identity of each person who is ineligible for
111 educator certification or employment pursuant to s. 1012.315.

112 (c) The department may remove a person from the
113 disqualification list if the person demonstrates that:

114 1. A completed law enforcement investigation resulted in
115 an exoneration or no conviction or finding of guilt and a
116 completed investigation and proceeding, as applicable, by the
117 responsible education agency resulted in a finding that the
118 person did not commit disqualifying conduct;

119 2. The person was not the subject of the report of
120 disqualifying conduct and was included on the disqualification
121 list in error or as a result of mistaken identity; or

122 3. The employer that submitted the person for inclusion on
123 the disqualification list requests that the person be removed
124 and submits documentation to support the request.

125 (d) The State Board of Education shall adopt rules to

126 implement this subsection.

127 (5) The Department of Education shall provide authorized
128 staff of school districts, charter schools, the Florida School
129 for the Deaf and the Blind, and private schools that accept
130 scholarship students who participate in a state scholarship
131 program under chapter 1002 with access to electronic
132 verification of information from the following employment
133 screening tools:

134 (a) The Professional Practices' Database of Disciplinary
135 Actions Against Educators, ~~and~~

136 (b) The department's ~~Department of Education's~~ Teacher
137 Certification Database.

138 (c) The department's disqualification list under paragraph
139 (4) (b).

140

141 This subsection does not require the department to provide these
142 staff with unlimited access to the databases. However, the
143 department shall provide the staff with access to the data
144 necessary for performing employment history checks of the
145 persons ~~instructional personnel and school administrators~~
146 included in the databases.

147 Section 2. Subsections (6) and (7) of section 1001.42,
148 Florida Statutes, are amended to read:

149 1001.42 Powers and duties of district school board.—The
150 district school board, acting as a board, shall exercise all

151 powers and perform all duties listed below:

152 (6) STANDARDS OF ETHICAL CONDUCT ~~FOR INSTRUCTIONAL~~
153 ~~PERSONNEL, ADMINISTRATIVE PERSONNEL, AND SCHOOL OFFICERS.~~—Adopt
154 policies establishing standards of ethical conduct for
155 educational support employees, instructional personnel,
156 administrative personnel, and school officers. The policies must
157 require all educational support employees, instructional
158 personnel, administrative personnel, and school officers, as
159 defined in s. 1012.01, to complete training on the standards;
160 establish the duty of educational support employees,
161 instructional personnel, administrative personnel, and school
162 officers to report, and procedures for reporting, alleged
163 misconduct by other educational support employees, instructional
164 or administrative personnel, and school officers which affects
165 the health, safety, or welfare of a student, including
166 misconduct that involves engaging in or soliciting sexual,
167 romantic, or lewd conduct with a student; require the district
168 school superintendent to report to law enforcement misconduct by
169 educational support employees, instructional personnel, or
170 school administrators that would result in disqualification from
171 educator certification or employment as provided in s. 1012.315;
172 and include an explanation of the liability protections provided
173 under ss. 39.203 and 768.095. A district school board, or any of
174 its employees or personnel, may not enter into a confidentiality
175 agreement regarding terminated or dismissed educational support

176 employees, instructional or administrative personnel, or school
 177 officers who resign in lieu of termination, based in whole or in
 178 part on misconduct that affects the health, safety, or welfare
 179 of a student, and may not provide educational support employees,
 180 instructional personnel, administrative personnel, or school
 181 officers with employment references or discuss the employees',
 182 personnel's, or officers' performance with prospective employers
 183 in another educational setting, without disclosing the
 184 employees', personnel's, or officers' misconduct. Any part of an
 185 agreement or contract that has the purpose or effect of
 186 concealing misconduct by educational support employees,
 187 instructional personnel, administrative personnel, or school
 188 officers which affects the health, safety, or welfare of a
 189 student is void, is contrary to public policy, and may not be
 190 enforced.

191 (7) PROHIBITION DISQUALIFICATION FROM EMPLOYMENT.—Prohibit
 192 educational support employees, Disqualify instructional
 193 personnel, and administrative personnel, as defined in s.
 194 1012.01, from employment in any position that requires direct
 195 contact with students if the employees or personnel are
 196 ineligible for such employment under s. 1012.315 or have been
 197 terminated or resigned in lieu of termination for sexual
 198 misconduct with a student. If the prohibited conduct occurs
 199 while employed, the district school board must report the
 200 employees or personnel and the disqualifying circumstances to

201 the department for inclusion on the disqualification list
202 maintained by the department pursuant s. 1001.10(4)(b). An
203 elected or appointed school board official forfeits his or her
204 salary for 1 year if:

205 (a) The school board official knowingly signs and
206 transmits to any state official a report of alleged misconduct
207 by educational support employees, instructional personnel, or
208 administrative personnel which ~~affects the health, safety, or~~
209 ~~welfare of a student and~~ the school board official knows ~~the~~
210 ~~report~~ to be false or incorrect; or

211 (b) The school board official knowingly fails to adopt
212 policies that require:

213 1. Educational support employees, instructional personnel,
214 and administrative personnel to report alleged misconduct by
215 other educational support employees, instructional personnel,
216 and administrative personnel;

217 2. The district school superintendent to report misconduct
218 by educational support employees, instructional personnel, or
219 school administrators that would result in disqualification from
220 educator certification or employment as provided in s. 1012.315
221 to the law enforcement agencies with jurisdiction over the
222 conduct; or

223 3. The investigation of all reports of alleged misconduct
224 by educational support employees, instructional personnel, and
225 administrative personnel, if the misconduct affects the health,

226 | safety, or welfare of a student, regardless of whether the
227 | person resigned or was terminated before the conclusion of the
228 | investigation. The policies must require the district school
229 | superintendent to notify the department of the result of the
230 | investigation and whether the misconduct warranted termination,
231 | regardless of whether the person resigned or was terminated
232 | before the conclusion of the investigation.

233 | Section 3. Subsection (12) of section 1001.51, Florida
234 | Statutes, is amended to read:

235 | 1001.51 Duties and responsibilities of district school
236 | superintendent.—The district school superintendent shall
237 | exercise all powers and perform all duties listed below and
238 | elsewhere in the law, provided that, in so doing, he or she
239 | shall advise and counsel with the district school board. The
240 | district school superintendent shall perform all tasks necessary
241 | to make sound recommendations, nominations, proposals, and
242 | reports required by law to be acted upon by the district school
243 | board. All such recommendations, nominations, proposals, and
244 | reports by the district school superintendent shall be either
245 | recorded in the minutes or shall be made in writing, noted in
246 | the minutes, and filed in the public records of the district
247 | school board. It shall be presumed that, in the absence of the
248 | record required in this section, the recommendations,
249 | nominations, and proposals required of the district school
250 | superintendent were not contrary to the action taken by the

251 district school board in such matters.

252 (12) RECORDS AND REPORTS.—Recommend such records as should
 253 be kept in addition to those prescribed by rules of the State
 254 Board of Education; prepare forms for keeping such records as
 255 are approved by the district school board; ensure that such
 256 records are properly kept; and make all reports that are needed
 257 or required, as follows:

258 (a) Forms, blanks, and reports.—Require that all employees
 259 accurately keep all records and promptly make in proper form all
 260 reports required by the education code or by rules of the State
 261 Board of Education; recommend the keeping of such additional
 262 records and the making of such additional reports as may be
 263 deemed necessary to provide data essential for the operation of
 264 the school system; and prepare such forms and blanks as may be
 265 required and ensure that these records and reports are properly
 266 prepared.

267 (b) Reports to the department.—Prepare, for the approval
 268 of the district school board, all reports required by law or
 269 rules of the State Board of Education to be made to the
 270 department and transmit promptly all such reports, when
 271 approved, to the department, as required by law. If any reports
 272 are not transmitted at the time and in the manner prescribed by
 273 law or by State Board of Education rules, the salary of the
 274 district school superintendent must be withheld until the report
 275 has been properly submitted. Unless otherwise provided by rules

276 of the State Board of Education, the annual report on attendance
277 and personnel is due on or before July 1, and the annual school
278 budget and the report on finance are due on the date prescribed
279 by the commissioner.

280

281 Any district school superintendent who knowingly signs and
282 transmits to any state official a report that the superintendent
283 knows to be false or incorrect; who knowingly fails to complete
284 the investigation of ~~investigate~~ any allegation of misconduct
285 that by instructional personnel or school administrators, as
286 defined in s. 1012.01, which affects the health, safety, or
287 welfare of a student, that would be a violation of s. 800.101,
288 or that would be a disqualifying offense under s. 1012.315, or
289 any allegation of sexual misconduct with a student; who
290 knowingly fails to report the alleged misconduct to the
291 department as required in s. 1012.796; or who knowingly fails to
292 report misconduct to the law enforcement agencies with
293 jurisdiction over the conduct pursuant to district school board
294 policy under s. 1001.42(6), forfeits his or her salary for 1
295 year following the date of such act or failure to act.

296 Section 4. Paragraph (g) of subsection (12) of section
297 1002.33, Florida Statutes, is amended to read:

298 1002.33 Charter schools.—

299 (12) EMPLOYEES OF CHARTER SCHOOLS.—

300 (g)1. A charter school shall employ or contract with

301 employees who have undergone background screening as provided in
302 s. 1012.32. Members of the governing board of the charter school
303 shall also undergo background screening in a manner similar to
304 that provided in s. 1012.32. An individual may not be employed
305 as an employee or contract personnel of a charter school or
306 serve as a member of a charter school governing board if the
307 individual is on the disqualification list maintained by the
308 department pursuant to s. 1001.10(4)(b).

309 2. A charter school shall prohibit educational support
310 employees, ~~disqualify~~ instructional personnel, and school
311 administrators, as defined in s. 1012.01, from employment in any
312 position that requires direct contact with students if the
313 employees, personnel, or administrators are ineligible for such
314 employment under s. 1012.315 or have been terminated or resigned
315 in lieu of termination for sexual misconduct with a student. If
316 the prohibited conduct occurs while employed, a charter school
317 must report the individual and the disqualifying circumstances
318 to the department for inclusion on the disqualification list
319 maintained pursuant to s. 1001.10(4)(b).

320 3. The governing board of a charter school shall adopt
321 policies establishing standards of ethical conduct for
322 educational support employees, instructional personnel, and
323 school administrators. The policies must require all educational
324 support employees, instructional personnel, and school
325 administrators, as defined in s. 1012.01, to complete training

326 on the standards; establish the duty of educational support
327 employees, instructional personnel, and school administrators to
328 report, and procedures for reporting, alleged misconduct that ~~by~~
329 ~~other instructional personnel and school administrators which~~
330 affects the health, safety, or welfare of a student; and include
331 an explanation of the liability protections provided under ss.
332 39.203 and 768.095. A charter school, or any of its employees,
333 may not enter into a confidentiality agreement regarding
334 terminated or dismissed educational support employees,
335 instructional personnel, or school administrators, or employees,
336 personnel, or administrators who resign in lieu of termination,
337 based in whole or in part on misconduct that affects the health,
338 safety, or welfare of a student, and may not provide employees,
339 ~~instructional personnel,~~ or ~~school~~ administrators with
340 employment references or discuss the employees', personnel's, or
341 administrators' performance with prospective employers in
342 another educational setting, without disclosing the employees',
343 personnel's, or administrators' misconduct. Any part of an
344 agreement or contract that has the purpose or effect of
345 concealing misconduct by educational support employees,
346 instructional personnel, or school administrators which affects
347 the health, safety, or welfare of a student is void, is contrary
348 to public policy, and may not be enforced.

349 4. Before employing an individual ~~instructional personnel~~
350 ~~or school administrators~~ in any position that requires direct

351 contact with students, a charter school shall conduct employment
352 history checks of each individual ~~of the personnel's or~~
353 ~~administrators' previous employers, screen the instructional~~
354 ~~personnel or school administrators~~ through use of the educator
355 screening tools described in s. 1001.10(5), and document the
356 findings. If unable to contact a previous employer, the charter
357 school must document efforts to contact the employer.

358 5. The sponsor of a charter school that knowingly fails to
359 comply with this paragraph shall terminate the charter under
360 subsection (8).

361 Section 5. Paragraphs (n) and (o) of subsection (1) and
362 subsection (3) of section 1002.421, Florida Statutes, are
363 amended, and paragraph (r) is added to subsection (1) of that
364 section, to read:

365 1002.421 State school choice scholarship program
366 accountability and oversight.—

367 (1) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—A private
368 school participating in an educational scholarship program
369 established pursuant to this chapter must be a private school as
370 defined in s. 1002.01(2) in this state, be registered, and be in
371 compliance with all requirements of this section in addition to
372 private school requirements outlined in s. 1002.42, specific
373 requirements identified within respective scholarship program
374 laws, and other provisions of Florida law that apply to private
375 schools, and must:

376 (n) Adopt policies establishing standards of ethical
377 conduct for educational support employees, instructional
378 personnel, and school administrators. The policies must require
379 all educational support employees, instructional personnel, and
380 school administrators, as defined in s. 1012.01, to complete
381 training on the standards; establish the duty of educational
382 support employees, instructional personnel, and school
383 administrators to report, and procedures for reporting, alleged
384 misconduct by other educational support employees, instructional
385 personnel, and school administrators which affects the health,
386 safety, or welfare of a student; and include an explanation of
387 the liability protections provided under ss. 39.203 and 768.095.
388 A private school, or any of its employees, may not enter into a
389 confidentiality agreement regarding terminated or dismissed
390 educational support employees, instructional personnel, or
391 school administrators, or employees, personnel, or
392 administrators who resign in lieu of termination, based in whole
393 or in part on misconduct that affects the health, safety, or
394 welfare of a student, and may not provide the employees,
395 ~~instructional personnel,~~ or ~~school~~ administrators with
396 employment references or discuss the employees', personnel's, or
397 administrators' performance with prospective employers in
398 another educational setting, without disclosing the employees',
399 personnel's, or administrators' misconduct. Any part of an
400 agreement or contract that has the purpose or effect of

401 concealing misconduct by educational support employees,
402 instructional personnel, or school administrators which affects
403 the health, safety, or welfare of a student is void, is contrary
404 to public policy, and may not be enforced.

405 (o) Before employing a person ~~instructional personnel or~~
406 ~~school administrators~~ in any position that requires direct
407 contact with students, conduct employment history checks of ~~each~~
408 ~~of the personnel's or administrators'~~ previous employers, screen
409 the person ~~personnel or administrators~~ through use of the
410 ~~educator~~ screening tools described in s. 1001.10(5), and
411 document the findings. If unable to contact a previous employer,
412 the private school must document efforts to contact the
413 employer. The private school may not employ a person whose
414 educator certificate is revoked, who is barred from reapplying
415 for an educator certificate, or who is on the disqualification
416 list maintained by the department pursuant to s. 1001.10(4)(b).

417 (r) Prohibit education support employees, instructional
418 personnel, and school administrators from employment in any
419 position that requires direct contact with students if the
420 personnel or administrators are ineligible for such employment
421 pursuant to this section or s. 1012.315, or have been terminated
422 or resigned in lieu of termination for sexual misconduct with a
423 student. If the prohibited conduct occurs subsequent to
424 employment, the private school must report the person and the
425 disqualifying circumstances to the department for inclusion on

426 | the disqualification list maintained pursuant to s.
427 | 1001.10 (4) (b) .

428 |
429 | The department shall suspend the payment of funds to a private
430 | school that knowingly fails to comply with this subsection, and
431 | shall prohibit the school from enrolling new scholarship
432 | students, for 1 fiscal year and until the school complies. If a
433 | private school fails to meet the requirements of this subsection
434 | or has consecutive years of material exceptions listed in the
435 | report required under paragraph (q), the commissioner may
436 | determine that the private school is ineligible to participate
437 | in a scholarship program.

438 | (3) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—
439 | The Commissioner of Education:

440 | (a) Shall deny, suspend, or revoke a private school's
441 | participation in a scholarship program if it is determined that
442 | the private school has failed to comply with this section or
443 | exhibits a previous pattern of failure to comply. However, if
444 | the noncompliance is correctable within a reasonable amount of
445 | time, not to exceed 45 days, and if the health, safety, or
446 | welfare of the students is not threatened, the commissioner may
447 | issue a notice of noncompliance which provides the private
448 | school with a timeframe within which to provide evidence of
449 | compliance before taking action to suspend or revoke the private
450 | school's participation in the scholarship program.

451 (b) May deny, suspend, or revoke a private school's
452 participation in a scholarship program if the commissioner
453 determines that an owner or operator of the private school is
454 operating or has operated an educational institution in this
455 state or in another state or jurisdiction in a manner contrary
456 to the health, safety, or welfare of the public or if the owner
457 or operator has exhibited a previous pattern of failure to
458 comply with this section or specific requirements identified
459 within respective scholarship program laws. For purposes of this
460 subsection, the term "owner or operator" has the same meaning as
461 provided in paragraph (1) (p).

462 (c) May permanently deny or revoke the authority of an
463 owner or operator to establish or operate a private school in
464 the state if the commissioner decides that the owner or operator
465 is operating or has operated an educational institution in the
466 state or another state or jurisdiction in a manner contrary to
467 the health, safety, or welfare of the public, and shall include
468 such individuals on the disqualification list maintained by the
469 department pursuant to s. 1001.10(4) (b).

470 (d)1.(e)1. In making such a determination, may consider
471 factors that include, but are not limited to, acts or omissions
472 by an owner or operator which led to a previous denial,
473 suspension, or revocation of participation in a state or federal
474 education scholarship program; an owner's or operator's failure
475 to reimburse the department or scholarship-funding organization

476 for scholarship funds improperly received or retained by a
477 school; the imposition of a prior criminal sanction related to
478 an owner's or operator's management or operation of an
479 educational institution; the imposition of a civil fine or
480 administrative fine, license revocation or suspension, or
481 program eligibility suspension, termination, or revocation
482 related to an owner's or operator's management or operation of
483 an educational institution; or other types of criminal
484 proceedings in which an owner or operator was found guilty of,
485 regardless of adjudication, or entered a plea of nolo contendere
486 or guilty to, any offense involving fraud, deceit, dishonesty,
487 or moral turpitude.

488 2. The commissioner's determination is subject to the
489 following:

490 a. If the commissioner intends to deny, suspend, or revoke
491 a private school's participation in the scholarship program, the
492 department shall notify the private school of such proposed
493 action in writing by certified mail and regular mail to the
494 private school's address of record with the department. The
495 notification shall include the reasons for the proposed action
496 and notice of the timelines and procedures set forth in this
497 paragraph.

498 b. The private school that is adversely affected by the
499 proposed action shall have 15 days after receipt of the notice
500 of proposed action to file with the department's agency clerk a

501 request for a proceeding pursuant to ss. 120.569 and 120.57. If
 502 the private school is entitled to a hearing under s. 120.57(1),
 503 the department shall forward the request to the Division of
 504 Administrative Hearings.

505 c. Upon receipt of a request referred pursuant to this
 506 subparagraph, the director of the Division of Administrative
 507 Hearings shall expedite the hearing and assign an administrative
 508 law judge who shall commence a hearing within 30 days after the
 509 receipt of the formal written request by the division and enter
 510 a recommended order within 30 days after the hearing or within
 511 30 days after receipt of the hearing transcript, whichever is
 512 later. Each party shall be allowed 10 days in which to submit
 513 written exceptions to the recommended order. A final order shall
 514 be entered by the agency within 30 days after the entry of a
 515 recommended order. The provisions of this sub-subparagraph may
 516 be waived upon stipulation by all parties.

517 (e)~~(d)~~ May immediately suspend payment of scholarship
 518 funds if it is determined that there is probable cause to
 519 believe that there is:

520 1. An imminent threat to the health, safety, or welfare of
 521 the students;

522 2. A previous pattern of failure to comply with this
 523 section; or

524 3. Fraudulent activity on the part of the private school.
 525 Notwithstanding s. 1002.22, in incidents of alleged fraudulent

526 activity pursuant to this section, the department's Office of
527 Inspector General is authorized to release personally
528 identifiable records or reports of students to the following
529 persons or organizations:

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

534 b. A person or entity authorized by a court of competent
535 jurisdiction in compliance with an order of that court or the
536 attorney of record pursuant to a lawfully issued subpoena,
537 consistent with the Family Educational Rights and Privacy Act,
538 20 U.S.C. s. 1232g.

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

545
546 The commissioner's order suspending payment pursuant to this
547 paragraph may be appealed pursuant to the same procedures and
548 timelines as the notice of proposed action set forth in
549 subparagraph (d)2 ~~(e)2~~.

550 Section 6. Subsection (2) and paragraph (a) of subsection

551 (4) of section 1006.061, Florida Statutes, are amended to read:
 552 1006.061 Child abuse, abandonment, and neglect policy.—
 553 Each district school board, charter school, and private school
 554 that accepts scholarship students who participate in a state
 555 scholarship program under chapter 1002 shall:

556 (2) Post in a prominent place at each school site and on
 557 each school's ~~Internet~~ website, if available, the policies and
 558 procedures for reporting alleged misconduct by educational
 559 support employees, instructional personnel, or school
 560 administrators which affects the health, safety, or welfare of a
 561 student; the contact person to whom the report is made; and the
 562 penalties imposed on educational support employees,
 563 instructional personnel, or school administrators who fail to
 564 report suspected or actual child abuse or alleged misconduct by
 565 other educational support employees, instructional personnel, or
 566 school administrators.

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

- 571 1. The statewide toll-free telephone number of the central
 572 abuse hotline as provided in chapter 39. ~~;~~
- 573 2. Instructions to call 911 for emergencies. ~~;~~ ~~and~~
- 574 3. Directions for accessing the Department of Children and
 575 Families Internet website for more information on reporting

576 | abuse, neglect, and exploitation.

577 | 4. Directions for accessing the Department of Education's
578 | website for more information on reporting acts that violate s.
579 | 800.101.

580 |

581 | The Department of Education shall develop, and publish on the
582 | department's Internet website, sample notices suitable for
583 | posting in accordance with subsections (1), (2), and (4).

584 | Section 7. Subsection (6) of section 1012.27, Florida
585 | Statutes, is amended to read:

586 | 1012.27 Public school personnel; powers and duties of
587 | district school superintendent.—The district school
588 | superintendent is responsible for directing the work of the
589 | personnel, subject to the requirements of this chapter, and in
590 | addition the district school superintendent shall perform the
591 | following:

592 | (6) EMPLOYMENT HISTORY CHECKS.—Before employing a person
593 | in any position that requires direct contact with students,
594 | conduct employment history checks of each of the person's
595 | previous employers, review each affidavit of separation from
596 | previous employers pursuant to s. 1012.31, screen instructional
597 | personnel and school administrators, as defined in s. 1012.01,
598 | through use of the educator screening tools described in s.
599 | 1001.10(5), and document the findings. If unable to contact a
600 | previous employer, the district school superintendent shall

601 document efforts to contact the employer.

602 Section 8. Paragraph (a) of subsection (2) of section
603 1012.31, Florida Statutes, is amended to read:

604 1012.31 Personnel files.—Public school system employee
605 personnel files shall be maintained according to the following
606 provisions:

607 (2) (a) Materials relating to work performance, discipline,
608 suspension, or dismissal must be reduced to writing and signed
609 by a person competent to know the facts or make the judgment. In
610 cases of separation due to termination or resignation in lieu of
611 termination, the person shall execute and maintain an affidavit
612 of separation, on the form adopted by the Department of
613 Education, setting forth in detail the facts and reasons for
614 such separation. The affidavit must expressly disclose when
615 separation is due to a report of sexual misconduct with a
616 student. The affidavit of separation must be executed under oath
617 and constitutes an official statement within the purview of s.
618 837.06. The affidavit of separation must include conspicuous
619 language that intentional false execution of the affidavit
620 constitutes a misdemeanor of the second degree ~~The resignation~~
621 ~~or termination of an employee before an investigation of alleged~~
622 ~~misconduct by the employee affecting the health, safety, or~~
623 ~~welfare of a student is concluded must be clearly indicated in~~
624 ~~the employee's personnel file.~~

625 Section 9. Section 1012.315, Florida Statutes, is amended

626 to read:

627 1012.315 Screening standards ~~Disqualification from~~
 628 ~~employment.~~—A person is ineligible for educator certification or
 629 employment in any position that requires direct contact with
 630 students in a district school system, charter school, or a
 631 private school that participates ~~accepts scholarship students~~
 632 ~~who participate~~ in a state scholarship program under chapter
 633 1002 if the person is on the disqualification list maintained by
 634 the department pursuant to s. 1001.10(4)(b), is registered as a
 635 sex offender as described in 42 U.S.C. s. 9858f(c)(1)(C), or has
 636 been convicted of:

637 (1) Any felony offense prohibited under any of the
 638 following statutes:

639 (a) Section 393.135, relating to sexual misconduct with
 640 certain developmentally disabled clients and reporting of such
 641 sexual misconduct.

642 (b) Section 394.4593, relating to sexual misconduct with
 643 certain mental health patients and reporting of such sexual
 644 misconduct.

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

647 (d) Section 782.04, relating to murder.

648 (e) Section 782.07, relating to manslaughter, aggravated
 649 manslaughter of an elderly person or disabled adult, aggravated
 650 manslaughter of a child, or aggravated manslaughter of an

651 officer, a firefighter, an emergency medical technician, or a
 652 paramedic.

653 (f) Section 784.021, relating to aggravated assault.

654 (g) Section 784.045, relating to aggravated battery.

655 (h) Section 784.075, relating to battery on a detention or
 656 commitment facility staff member or a juvenile probation
 657 officer.

658 (i) Section 787.01, relating to kidnapping.

659 (j) Section 787.02, relating to false imprisonment.

660 (k) Section 787.025, relating to luring or enticing a
 661 child.

662 (l) Section 787.04(2), relating to leading, taking,
 663 enticing, or removing a minor beyond the state limits, or
 664 concealing the location of a minor, with criminal intent pending
 665 custody proceedings.

666 (m) Section 787.04(3), relating to leading, taking,
 667 enticing, or removing a minor beyond the state limits, or
 668 concealing the location of a minor, with criminal intent pending
 669 dependency proceedings or proceedings concerning alleged abuse
 670 or neglect of a minor.

671 (n) Section 790.115(1), relating to exhibiting firearms or
 672 weapons at a school-sponsored event, on school property, or
 673 within 1,000 feet of a school.

674 (o) Section 790.115(2)(b), relating to possessing an
 675 electric weapon or device, destructive device, or other weapon

676 | at a school-sponsored event or on school property.
 677 | (p) Section 794.011, relating to sexual battery.
 678 | (q) Former s. 794.041, relating to sexual activity with or
 679 | solicitation of a child by a person in familial or custodial
 680 | authority.
 681 | (r) Section 794.05, relating to unlawful sexual activity
 682 | with certain minors.
 683 | (s) Section 794.08, relating to female genital mutilation.
 684 | (t) Chapter 796, relating to prostitution.
 685 | (u) Chapter 800, relating to lewdness and indecent
 686 | exposure.
 687 | (v) Section 800.101, relating to offenses against students
 688 | by authority figures.
 689 | (w) Section 806.01, relating to arson.
 690 | (x) Section 810.14, relating to voyeurism.
 691 | (y) Section 810.145, relating to video voyeurism.
 692 | (z) Section 812.014(6), relating to coordinating the
 693 | commission of theft in excess of \$3,000.
 694 | (aa) Section 812.0145, relating to theft from persons 65
 695 | years of age or older.
 696 | (bb) Section 812.019, relating to dealing in stolen
 697 | property.
 698 | (cc) Section 812.13, relating to robbery.
 699 | (dd) Section 812.131, relating to robbery by sudden
 700 | snatching.

- 701 (ee) Section 812.133, relating to carjacking.
- 702 (ff) Section 812.135, relating to home-invasion robbery.
- 703 (gg) Section 817.563, relating to fraudulent sale of
- 704 controlled substances.
- 705 (hh) Section 825.102, relating to abuse, aggravated abuse,
- 706 or neglect of an elderly person or disabled adult.
- 707 (ii) Section 825.103, relating to exploitation of an
- 708 elderly person or disabled adult.
- 709 (jj) Section 825.1025, relating to lewd or lascivious
- 710 offenses committed upon or in the presence of an elderly person
- 711 or disabled person.
- 712 (kk) Section 826.04, relating to incest.
- 713 (ll) Section 827.03, relating to child abuse, aggravated
- 714 child abuse, or neglect of a child.
- 715 (mm) Section 827.04, relating to contributing to the
- 716 delinquency or dependency of a child.
- 717 (nn) Section 827.071, relating to sexual performance by a
- 718 child.
- 719 (oo) Section 843.01, relating to resisting arrest with
- 720 violence.
- 721 (pp) Chapter 847, relating to obscenity.
- 722 (qq) Section 874.05, relating to causing, encouraging,
- 723 soliciting, or recruiting another to join a criminal street
- 724 gang.
- 725 (rr) Chapter 893, relating to drug abuse prevention and

726 control, if the offense was a felony of the second degree or
 727 greater severity.

728 (ss) Section 916.1075, relating to sexual misconduct with
 729 certain forensic clients and reporting of such sexual
 730 misconduct.

731 (tt) Section 944.47, relating to introduction, removal, or
 732 possession of contraband at a correctional facility.

733 (uu) Section 985.701, relating to sexual misconduct in
 734 juvenile justice programs.

735 (vv) Section 985.711, relating to introduction, removal,
 736 or possession of contraband at a juvenile detention facility or
 737 commitment program.

738 (2) Any misdemeanor offense prohibited under any of the
 739 following statutes:

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

742 (b) Section 787.025, relating to luring or enticing a
 743 child.

744 (3) Any criminal act committed in another state or under
 745 federal law which, if committed in this state, constitutes an
 746 offense prohibited under any statute listed in subsection (1) or
 747 subsection (2).

748 (4) Any delinquent act committed in this state or any
 749 delinquent or criminal act committed in another state or under
 750 federal law which, if committed in this state, qualifies an

751 individual for inclusion on the Registered Juvenile Sex Offender
752 List under s. 943.0435(1)(h)1.d.

753 Section 10. Subsection (1) of section 1012.795, Florida
754 Statutes, is amended to read:

755 1012.795 Education Practices Commission; authority to
756 discipline.—

757 (1) The Education Practices Commission may suspend the
758 educator certificate of any instructional personnel or school
759 administrator, as defined in s. 1012.01(2) or (3), for up to 5
760 years, thereby denying that person the right to teach or
761 otherwise be employed by a district school board or public
762 school in any capacity requiring direct contact with students
763 for that period of time, after which the person may return to
764 teaching as provided in subsection (4); may revoke the educator
765 certificate of any person, thereby denying that person the right
766 to teach or otherwise be employed by a district school board or
767 public school in any capacity requiring direct contact with
768 students for up to 10 years, with reinstatement subject to
769 subsection (4); may permanently revoke the educator certificate
770 of any person thereby denying that person the right to teach or
771 otherwise be employed by a district school board or public
772 school in any capacity requiring direct contact with students;
773 may suspend a person's educator certificate, upon an order of
774 the court or notice by the Department of Revenue relating to the
775 payment of child support; may direct the department to place a

776 certificateholder employed by a public school, charter school,
777 charter school governing board, or private school that
778 participates in a state scholarship program under chapter 1002
779 on the disqualification list maintained by the department
780 pursuant to s. 1001.10(4)(b) for misconduct that would render
781 the person ineligible pursuant to s. 1012.315 or sexual
782 misconduct with a student; or may impose any other penalty
783 provided by law, if the person:

784 (a) Obtained or attempted to obtain an educator
785 certificate by fraudulent means.

786 (b) Knowingly failed to report actual or suspected child
787 abuse as required in s. 1006.061 or report alleged misconduct by
788 instructional personnel or school administrators which affects
789 the health, safety, or welfare of a student as required in s.
790 1012.796.

791 (c) Has proved to be incompetent to teach or to perform
792 duties as an employee of the public school system or to teach in
793 or to operate a private school.

794 (d) Has been guilty of gross immorality or an act
795 involving moral turpitude as defined by rule of the State Board
796 of Education, including engaging in or soliciting sexual,
797 romantic, or lewd conduct with a student or minor.

798 (e) Has had an educator certificate or other professional
799 license sanctioned by this or any other state or has had the
800 authority to practice the regulated profession revoked,

801 suspended, or otherwise acted against, including a denial of
802 certification or licensure, by the licensing or certifying
803 authority of any jurisdiction, including its agencies and
804 subdivisions. The licensing or certifying authority's acceptance
805 of a relinquishment, stipulation, consent order, or other
806 settlement offered in response to or in anticipation of the
807 filing of charges against the licensee or certificateholder
808 shall be construed as action against the license or certificate.
809 For purposes of this section, a sanction or action against a
810 professional license, a certificate, or an authority to practice
811 a regulated profession must relate to being an educator or the
812 fitness of or ability to be an educator.

813 (f) Has been convicted or found guilty of, has had
814 adjudication withheld for, or has pled guilty or nolo contendere
815 to a misdemeanor, felony, or any other criminal charge, other
816 than a minor traffic violation.

817 (g) Upon investigation, has been found guilty of personal
818 conduct that seriously reduces that person's effectiveness as an
819 employee of the district school board.

820 (h) Has breached a contract, as provided in s. 1012.33(2)
821 or s. 1012.335.

822 (i) Has been the subject of a court order or notice by the
823 Department of Revenue pursuant to s. 409.2598 directing the
824 Education Practices Commission to suspend the certificate as a
825 result of noncompliance with a child support order, a subpoena,

826 | an order to show cause, or a written agreement with the
 827 | Department of Revenue.

828 | (j) Has violated the Principles of Professional Conduct
 829 | for the Education Profession prescribed by State Board of
 830 | Education rules.

831 | (k) Has otherwise violated the provisions of law, the
 832 | penalty for which is the revocation of the educator certificate.

833 | (l) Has violated any order of the Education Practices
 834 | Commission.

835 | (m) Has been the subject of a court order or plea
 836 | agreement in any jurisdiction which requires the
 837 | certificateholder to surrender or otherwise relinquish his or
 838 | her educator's certificate. A surrender or relinquishment shall
 839 | be for permanent revocation of the certificate. A person may not
 840 | surrender or otherwise relinquish his or her certificate prior
 841 | to a finding of probable cause by the commissioner as provided
 842 | in s. 1012.796.

843 | (n) Has been disqualified from educator certification
 844 | under s. 1012.315.

845 | (o) Has committed a third recruiting offense as determined
 846 | by the Florida High School Athletic Association (FHSAA) pursuant
 847 | to s. 1006.20(2)(b).

848 | (p) Has violated test security as provided in s. 1008.24.
 849 | Section 11. Paragraphs (a), (b), (d), and (e) of
 850 | subsection (1) and subsection (5) of section 1012.796, Florida

851 Statutes, are amended, paragraph (i) is added to subsection (7),
852 and subsection (10) is added to that section, to read:

853 1012.796 Complaints against teachers and administrators;
854 procedure; penalties.—

855 (1) (a) The Department of Education shall cause to be
856 investigated expeditiously any complaint filed before it or
857 otherwise called to its attention which, if legally sufficient,
858 contains grounds for the revocation or suspension of a
859 certificate or any other appropriate penalty as set forth in
860 subsection (7). The complaint is legally sufficient if it
861 contains the ultimate facts which show a violation has occurred
862 as provided in s. 1012.795 and defined by rule of the State
863 Board of Education. The department shall investigate or continue
864 to investigate and take appropriate action on a complaint even
865 though the original complainant withdraws the complaint or
866 otherwise indicates a desire not to cause it to be investigated
867 or prosecuted to completion. The department may investigate or
868 continue to investigate and take action on a complaint filed
869 against a person whose educator certificate has expired if the
870 act or acts that are the basis for the complaint were allegedly
871 committed while that person possessed an educator certificate
872 and may not issue a certificate to such a person unless an
873 investigation has been completed.

874 (b) The department shall immediately investigate any
875 legally sufficient complaint that involves misconduct by any

876 certificated personnel which affects the health, safety, or
877 welfare of a student, giving the complaint priority over other
878 pending complaints. The department must investigate or continue
879 to investigate and take action on such a complaint filed against
880 a person whose educator certificate has expired if the act or
881 acts that are the basis for the complaint were allegedly
882 committed while that person possessed an educator certificate.
883 The Commissioner of Education shall make a determination of
884 probable cause within 90 days after receipt of any complaint
885 involving sexual misconduct with a student. Upon the written
886 request of a state attorney, this deadline may be held in
887 abeyance during criminal proceedings related to the sexual
888 misconduct with a student.

889 (d)1. Each school district shall file in writing with the
890 department all legally sufficient complaints within 30 days
891 after the date on which subject matter of the complaint comes to
892 the attention of the school district, regardless of whether the
893 subject of the complaint is still an employee of the school
894 district. A complaint is legally sufficient if it contains
895 ultimate facts that show a violation has occurred as provided in
896 s. 1012.795 and defined by rule of the State Board of Education.
897 The school district shall include all information relating to
898 the complaint which is known to the school district at the time
899 of filing.

900 2. A school district shall immediately notify the

901 department if the subject of a legally sufficient complaint of
902 misconduct affecting the health, safety, or welfare of a student
903 resigns or is terminated before the conclusion of the school
904 district's investigation. Upon receipt of the notification, the
905 department shall place an alert on the person's certification
906 file indicating that he or she resigned or was terminated before
907 an investigation involving allegations of misconduct affecting
908 the health, safety, or welfare of a student was concluded. In
909 such circumstances, the database may not include specific
910 information relating to the alleged misconduct until permitted
911 by subsection (4). This subparagraph does not limit or restrict
912 the duty of the district school board to investigate the
913 complaint and report the findings and conclusion to the
914 department.

915 3. Each district school board shall develop and adopt
916 policies and procedures to comply with this reporting
917 requirement. School board policies and procedures must include
918 standards for screening, hiring, and terminating instructional
919 personnel and school administrators, as defined in s. 1012.01;
920 standards of ethical conduct for instructional personnel and
921 school administrators; the duties of instructional personnel and
922 school administrators for upholding the standards; detailed
923 procedures for reporting alleged misconduct by instructional
924 personnel and school administrators which affects the health,
925 safety, or welfare of a student; requirements for the

926 reassignment of instructional personnel and ~~or~~ school
927 administrators pending the outcome of a misconduct
928 investigation; and penalties for failing to comply with s.
929 1001.51 or s. 1012.795. The district school board policies and
930 procedures must ~~shall~~ include appropriate penalties for all
931 personnel of the district school board for nonreporting and
932 procedures for promptly informing the district school
933 superintendent of each legally sufficient complaint. The
934 district school superintendent is charged with knowledge of
935 these policies and procedures and is accountable for the
936 training of all instructional personnel and school
937 administrators of the school district on the standards of
938 ethical conduct, policies, and procedures.

939 4. If the district school superintendent has knowledge of
940 a legally sufficient complaint and does not report the
941 complaint, or fails to enforce the policies and procedures of
942 the district school board, and fails to comply with the
943 requirements of this subsection, in addition to other actions
944 against certificateholders authorized by law, the district
945 school superintendent is subject to penalties as specified in s.
946 1001.51(12).

947 5. If the superintendent determines that misconduct by
948 instructional personnel or school administrators who hold an
949 educator certificate affects the health, safety, or welfare of a
950 student and the misconduct warrants termination, the

951 instructional personnel or school administrators may resign or
952 be terminated, and the superintendent must report the misconduct
953 to the department in the format prescribed by the department.
954 The department shall maintain each report of misconduct as a
955 public record in the instructional personnel's or school
956 administrators' certification files. This paragraph does not
957 limit or restrict the power and duty of the department to
958 investigate complaints regarding certificateholders, regardless
959 of the school district's untimely filing, or failure to file,
960 complaints and followup reports. This subparagraph does not
961 create a duty for the department to investigate complaints
962 regarding noncertificateholders.

963 (e) If allegations arise against an employee who is
964 certified under s. 1012.56 and employed in an educator-
965 certificated position in any public school, charter school or
966 governing board thereof, or private school that accepts
967 scholarship students who participate in a state scholarship
968 program under chapter 1002, the school shall file in writing
969 with the department a legally sufficient complaint within 30
970 days after the date on which the subject matter of the complaint
971 came to the attention of the school, regardless of whether the
972 subject of the allegations is still an employee of the school. A
973 complaint is legally sufficient if it contains ultimate facts
974 that show a violation has occurred as provided in s. 1012.795
975 and defined by rule of the State Board of Education. The school

976 shall include all known information relating to the complaint
977 with the filing of the complaint. This paragraph does not limit
978 or restrict the power and duty of the department to investigate
979 complaints, regardless of the school's untimely filing, or
980 failure to file, complaints and followup reports. A school
981 described in this paragraph shall immediately notify the
982 department if the subject of a legally sufficient complaint of
983 misconduct affecting the health, safety, or welfare of a student
984 resigns or is terminated before the conclusion of the school's
985 investigation. Upon receipt of the notification, the department
986 shall place an alert on the person's certification file
987 indicating that he or she resigned or was terminated before an
988 investigation involving allegations of misconduct affecting the
989 health, safety, or welfare of a student was concluded and place
990 the person on the disqualification list maintained by the
991 department pursuant to s. 1001.10(4)(b). In such circumstances,
992 the database may not include specific information relating to
993 the alleged misconduct until permitted by subsection (4).

994 (5) When an allegation of misconduct by instructional
995 personnel or school administrators, as defined in s. 1012.01, is
996 received, if the alleged misconduct affects the health, safety,
997 or welfare of a student, the district school superintendent in
998 consultation with the school principal, or upon the request of
999 the Commissioner of Education, must, at a minimum, immediately
1000 suspend the instructional personnel or school administrators

1001 from regularly assigned duties, with pay, and remove ~~reassign~~
 1002 the suspended personnel or administrators from ~~to~~ positions that
 1003 may ~~do not~~ require direct contact with students in the district
 1004 school system. Such suspension shall continue until submission
 1005 of a legally sufficient complaint. The proceedings and
 1006 determination of sanctions shall be completed by a school
 1007 district within 1 year after submission of the legally
 1008 sufficient complaint ~~the completion of the proceedings and the~~
 1009 ~~determination of sanctions, if any, pursuant to this section and~~
 1010 ~~s. 1012.795.~~

1011 (7) A panel of the commission shall enter a final order
 1012 either dismissing the complaint or imposing one or more of the
 1013 following penalties:

1014 (i) Direct the department to place instructional personnel
 1015 or school administrators on the disqualification list maintained
 1016 by the department pursuant to s. 1001.10(4)(b) for conduct that
 1017 would render the person ineligible pursuant to s. 1012.315 or
 1018 sexual misconduct with a student.

1019
 1020 The penalties imposed under this subsection are in addition to,
 1021 and not in lieu of, the penalties required for a third
 1022 recruiting offense pursuant to s. 1006.20(2)(b).

1023 (10) A person on the disqualification list maintained by
 1024 the department pursuant to s. 1001.10(4)(b) shall be notified
 1025 that he or she may not serve or apply to serve as an employee or

1026 contracted personnel at a public school or private school that
 1027 participates in a state scholarship program under chapter 1002.
 1028 A person who knowingly violates this provision commits a felony
 1029 of the third degree, punishable as provided in s. 775.082 or s.
 1030 775.083.

1031 Section 12. Subsection (1) of section 1012.797, Florida
 1032 Statutes, is amended to read:

1033 1012.797 Notification by law enforcement ~~of district~~
 1034 ~~school superintendent~~ of certain charges against or convictions
 1035 of employees.-

1036 (1) Notwithstanding ~~the provisions of~~ s. 985.04(7) or any
 1037 other ~~provision of~~ law to the contrary, a law enforcement agency
 1038 shall, within 48 hours, notify the appropriate district school
 1039 superintendent, charter school governing board, or private
 1040 school owner or administrator, as applicable, of the name and
 1041 address of any employee of the school district, charter school,
 1042 or private school, as applicable, who is charged with a felony
 1043 or with a misdemeanor involving the abuse of a minor child or
 1044 the sale or possession of a controlled substance. The
 1045 notification shall include the specific charge for which the
 1046 employee of the school district was arrested. Such notification
 1047 shall include other education providers such as the Florida
 1048 School for the Deaf and the Blind, university lab schools, and
 1049 private elementary and secondary schools.

1050 Section 13. This act shall take effect July 1, 2021.