



269424

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/21/2021	.	
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The Committee on Rules (Thurston) recommended the following:

1 **Senate Amendment to Amendment (502390) (with title**
2 **amendment)**

3
4 Between lines 142 and 143
5 insert:

6 Section 3. Notwithstanding s. 1008.25, Florida Statutes, a
7 parent or guardian may request that his or her K-5 public school
8 student be retained for the 2021-2022 school year in the grade
9 level to which the student was assigned at the beginning of the
10 2020-2021 school year, provided that such request is made for
11 academic reasons.



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12 (1) A parent or guardian who wishes for his or her student
13 to be retained as provided by this act must submit, in writing,
14 to the school principal a retention request that specifies the
15 academic reasons for the retention. Only requests received by
16 the principal on or before June 30, 2021, must be considered. A
17 principal may consider a request received after that date at his
18 or her discretion.

19 (2) (a) A principal who considers a retention request
20 submitted pursuant to this subsection shall inform the student's
21 teachers of the retention request and collaboratively discuss
22 with the parent or guardian any basis for agreement or
23 disagreement with the request. As part of the discussion with
24 the parent or guardian, the principal shall disclose that
25 retention may impact the student's eligibility to participate in
26 high school interscholastic or intrascholastic sports due to the
27 student's age.

28 (b) In lieu of retention, the principal, teachers, and
29 parent or guardian may collaborate to develop a customized 1-
30 year education plan for the student with the intent of helping
31 the student return to grade level readiness by the end of the
32 next academic year. Such plan may include, but need not be
33 limited to, supplemental educational support, services, and
34 interventions; summer education; promotion in some, but not all,
35 courses; and midyear promotion.

36 (c) The parent's or guardian's decision to promote or
37 retain his or her student after discussing the retention request
38 with the principal shall control.

39 (3) If a student retained under this subsection has an
40 individual education plan (IEP) in effect, the student's IEP



41 team shall convene to review and revise the student's IEP, as
42 appropriate.

43 (4) By June 30, 2022, school districts shall report to the
44 Department of Education the number of students retained pursuant
45 to this act for all or part of the 2021-2022 school year.

46
47 ===== T I T L E A M E N D M E N T =====

48 And the title is amended as follows:

49 Delete line 168

50 and insert:

51 educational institution; authorizing a parent or
52 guardian to request that his or her K-5 student be
53 retained in a grade level for academic reasons for a
54 specified school year; requiring that such a request
55 be submitted in a specified manner; requiring school
56 principals to consider such requests if they are
57 timely received; authorizing school principals to
58 consider requests that are not timely received;
59 requiring a school principal who considers a request
60 for retention to inform the student's teachers of the
61 request and collaboratively discuss with the parent or
62 guardian any basis for agreement or disagreement with
63 the request; requiring such discussion to disclose
64 that retention may impact the student's eligibility to
65 participate in high school interscholastic or
66 intrascholastic sports; authorizing the principal,
67 teachers, and parent or guardian to collaborate to
68 develop a customized 1-year education plan for the
69 student in lieu of retaining the student; requiring a



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70 parent's or guardian's decision regarding retention to
71 control; requiring the individual education plan (IEP)
72 team for a retained student to review and revise the
73 student's IEP, as appropriate; requiring school
74 districts to report certain data to the department by
75 a specified date; providing an effective date.