

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 will remain anonymous; amending s.
7 1001.11, F.S.; requiring the Commissioner of Education
8 to oversee and enforce compliance with requirements
9 relating to school safety and security; requiring the
10 commissioner to take specified actions under certain
11 circumstances relating to noncompliance; amending s.
12 1001.212, F.S.; revising the duties of the Office of
13 Safe Schools; amending s. 1006.07, F.S.; requiring
14 certain law enforcement officers to be physically
15 present and directly involved in active assailant
16 emergency drills; requiring the State Board of
17 Education to adopt rules; specifying the requirements
18 for the rules; requiring district school boards and
19 charter school governing boards to adopt family
20 reunification plans; providing for the update and
21 review of such plan; requiring all members of threat
22 assessment teams to be involved in certain processes
23 and decisions; requiring the Department of Education
24 to annually publish on its website specified data in
25 certain format; requiring district school boards to

26 | adopt certain policies relating to suicide screening
 27 | instruments; amending s. 1006.12, F.S.; making
 28 | technical changes; authorizing school safety officers
 29 | to make arrests on property owned or leased by a
 30 | charter school under a charter contract; requiring
 31 | district school superintendents or charter school
 32 | administrators, instead of school districts, to notify
 33 | county sheriffs and the Office of Safe Schools of
 34 | certain safe-school officer-related incidents;
 35 | specifying training requirements for safe-school
 36 | officers; amending s. 1006.1493, F.S.; requiring the
 37 | Florida Safe Schools Assessment Tool to address
 38 | policies and procedures to prepare for and respond to
 39 | natural and manmade disasters; providing effective
 40 | dates.

41 |

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

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44 | Section 1. Effective October 1, 2022, paragraph (c) is
 45 | added to subsection (2) of section 943.082, Florida Statutes, to
 46 | read:

47 | 943.082 School Safety Awareness Program.—

48 | (2) The reporting tool must notify the reporting party of
 49 | the following information:

50 | (c) That if, following an investigation, it is determined

51 that a person knowingly submitted a false tip through FortifyFL,
52 the Internet protocol (IP) address of the device on which the
53 tip was submitted will be provided to law enforcement agencies
54 for further investigation, and the reporting party may be
55 subject to criminal penalties under s. 837.05. In all other
56 circumstances, unless the reporting party has chosen to disclose
57 his or her identity, the report will remain anonymous.

58 Section 2. Subsection (9) of section 1001.11, Florida
59 Statutes, is amended to read:

60 1001.11 Commissioner of Education; other duties.—

61 (9) The commissioner shall oversee and enforce compliance
62 with the requirements relating to school safety and security
63 ~~requirements of the Marjory Stoneman Douglas High School Public~~
64 ~~Safety Act, chapter 2018-3, Laws of Florida,~~ by school
65 districts; district school superintendents; and public schools,
66 including charter schools. Upon notification by the Office of
67 Safe Schools of a school district's substantiated noncompliance
68 with school safety and security requirements, the commissioner
69 must require the district school board to withhold further
70 payment of the salary of the superintendent, as authorized under
71 s. 1001.42(13)(b). Upon notification by the Office of Safe
72 Schools that a charter school has failed to comply with the
73 requirements relating to school safety and security, the
74 commissioner must facilitate compliance by charter schools by
75 recommending actions to the district school board pursuant to s.

76 | 1002.33. The commissioner shall notify the State Board of
 77 | Education of any noncompliance at its next regular meeting. The
 78 | commissioner must facilitate compliance to the maximum extent
 79 | provided under law, identify incidents of noncompliance, and
 80 | impose or recommend to the State Board of Education, the
 81 | Governor, or the Legislature enforcement and sanctioning actions
 82 | pursuant to s. 1008.32 and other authority granted under law.

83 | Section 3. Present subsections (14) and (15) of section
 84 | 1001.212, Florida Statutes, are redesignated as subsections (15)
 85 | and (16), respectively, a new subsection (14) is added to that
 86 | section, and subsections (2) and (6) of that section are
 87 | amended, to read:

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

96 | (2) Provide ongoing professional development opportunities
 97 | to school district and charter school personnel.

98 | (6) Coordinate with the Department of Law Enforcement to
 99 | provide a unified search tool, known as the Florida School
 100 | Safety Portal, ~~centralized integrated data repository and data~~

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101 ~~analytics resources~~ to improve access to timely, complete, and
102 accurate information ~~integrating data~~ from, at a minimum, ~~but~~
103 ~~not limited to,~~ the following data sources ~~by August 1, 2019:~~

- 104 (a) Social media Internet posts;
- 105 (b) The Department of Children and Families;
- 106 (c) The Department of Law Enforcement;
- 107 (d) The Department of Juvenile Justice;
- 108 (e) The mobile suspicious activity reporting tool known as
109 FortifyFL;
- 110 (f) School environmental safety incident reports collected
111 under subsection (8); and
- 112 (g) Local law enforcement.

113

114 Data that is exempt or confidential and exempt from public
115 records requirements retains its exempt or confidential and
116 exempt status when incorporated into the centralized integrated
117 data repository. To maintain the confidentiality requirements
118 attached to the information provided to the centralized
119 integrated data repository by the various state and local
120 agencies, data governance and security shall ensure compliance
121 with all applicable state and federal data privacy requirements
122 through the use of user authorization and role-based security,
123 data anonymization and aggregation and auditing capabilities. To
124 maintain the confidentiality requirements attached to the
125 information provided to the centralized integrated data

126 repository by the various state and local agencies, each source
 127 agency providing data to the repository shall be the sole
 128 custodian of the data for the purpose of any request for
 129 inspection or copies thereof under chapter 119. The department
 130 shall only allow access to data from the source agencies in
 131 accordance with rules adopted by the respective source agencies
 132 and the requirements of the Federal Bureau of Investigation
 133 Criminal Justice Information Services security policy, where
 134 applicable.

135 (14) Develop, in coordination with the Division of
 136 Emergency Management; other federal, state, and local law
 137 enforcement agencies; fire and rescue agencies; and first
 138 responder agencies, a model family reunification plan for use by
 139 child care facilities, public K-12 schools, and public
 140 postsecondary educational institutions that are closed or
 141 unexpectedly evacuated due to a natural or manmade disaster.
 142 This model plan must be reviewed annually and updated, as
 143 applicable.

144 Section 4. Paragraph (a) of subsection (4), paragraph (a)
 145 of subsection (7), and subsection (9) of section 1006.07,
 146 Florida Statutes, are amended, paragraph (d) is added to
 147 subsection (6), and subsection (11) is added to that section, to
 148 read:

149 1006.07 District school board duties relating to student
 150 discipline and school safety.—The district school board shall

151 provide for the proper accounting for all students, for the
 152 attendance and control of students at school, and for proper
 153 attention to health, safety, and other matters relating to the
 154 welfare of students, including:

155 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

156 (a) Formulate and prescribe policies and procedures, in
 157 consultation with the appropriate public safety agencies, for
 158 emergency drills and for actual emergencies, including, but not
 159 limited to, fires, natural disasters, active assailant and
 160 hostage situations, and bomb threats, for all students and
 161 faculty at all public schools of the district composed ~~comprised~~
 162 of grades K-12, pursuant to State Board of Education rules.
 163 Drills for active assailant and hostage situations must ~~shall~~ be
 164 conducted in accordance with developmentally appropriate and
 165 age-appropriate procedures, as specified in State Board of
 166 Education rules at least as often as other emergency drills. Law
 167 enforcement officers responsible for responding to the school in
 168 the event of an active assailant emergency, as determined
 169 necessary by the sheriff in coordination with the district's
 170 school safety specialist, must be physically present on campus
 171 and directly involved in the execution of active assailant
 172 emergency drills. District school board policies must ~~shall~~
 173 include commonly used alarm system responses for specific types
 174 of emergencies and verification by each school that drills have
 175 been provided as required by law, State Board of Education

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176 rules, and fire protection codes and may provide accommodations
177 for drills conducted by exceptional student education centers.
178 District school boards shall establish emergency response and
179 emergency preparedness policies and procedures that include, but
180 are not limited to, identifying the individuals responsible for
181 contacting the primary emergency response agency and the
182 emergency response agency ~~that is~~ responsible for notifying the
183 school district for each type of emergency. The State Board of
184 Education shall refer to recommendations provided in reports
185 published pursuant to s. 943.687 for guidance and, by August 1,
186 2023, consult with state and local constituencies to adopt rules
187 applicable to the requirements of this subsection which, at a
188 minimum, define the terms "emergency drill," "active threat,"
189 and "after-action report" and establish minimum emergency drill
190 policies and procedures related to the timing, frequency,
191 participation, training, notification, accommodations, and
192 responses to threat situations by incident type, school level,
193 school type, and student and school characteristics. The rules
194 must require all types of emergency drills to be conducted no
195 less frequently than on an annual school year basis.

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

201 (d) Each district school board and charter school
 202 governing board shall adopt, in coordination with local law
 203 enforcement agencies, a family reunification plan to reunite
 204 students and employees with their families in the event that a
 205 school is closed or unexpectedly evacuated due to a natural or
 206 manmade disaster. This reunification plan must be reviewed
 207 annually and updated, as applicable.

208 (7) THREAT ASSESSMENT TEAMS.—Each district school board
 209 shall adopt policies for the establishment of threat assessment
 210 teams at each school whose duties include the coordination of
 211 resources and assessment and intervention with individuals whose
 212 behavior may pose a threat to the safety of school staff or
 213 students consistent with the model policies developed by the
 214 Office of Safe Schools. Such policies must include procedures
 215 for referrals to mental health services identified by the school
 216 district pursuant to s. 1012.584(4), when appropriate, and
 217 procedures for behavioral threat assessments in compliance with
 218 the instrument developed pursuant to s. 1001.212(12).

219 (a) A threat assessment team shall include persons with
 220 expertise in counseling, instruction, school administration, and
 221 law enforcement. All members of the threat assessment team must
 222 be involved in the threat assessment process and final
 223 decisionmaking. The threat assessment teams shall identify
 224 members of the school community to whom threatening behavior
 225 should be reported and provide guidance to students, faculty,

226 | and staff regarding recognition of threatening or aberrant
 227 | behavior that may represent a threat to the community, school,
 228 | or self. Upon the availability of the behavioral threat
 229 | assessment instrument developed pursuant to s. 1001.212(12), the
 230 | threat assessment team shall use that instrument.

231 | (9) SCHOOL ENVIRONMENTAL SAFETY INCIDENT REPORTING.—Each
 232 | district school board shall adopt policies to ensure the
 233 | accurate and timely reporting of incidents related to school
 234 | safety and discipline. The district school superintendent is
 235 | responsible for school environmental safety incident reporting.
 236 | A district school superintendent who fails to comply with this
 237 | subsection is subject to the penalties specified in law,
 238 | including, but not limited to, s. 1001.42(13)(b) or s.
 239 | 1001.51(12)(b), as applicable. The State Board of Education
 240 | shall adopt rules establishing the requirements for the school
 241 | environmental safety incident report. Annually, the department
 242 | shall publish on its website the most recently available school
 243 | environmental safety incident data along with other school
 244 | accountability and performance data in a uniform, statewide
 245 | format that is easy to read and understand.

246 | (11) SUICIDE SCREENING INSTRUMENT.—Each district school
 247 | board shall adopt policies to ensure that district schools and
 248 | local mobile response teams use the same suicide screening
 249 | instrument approved by the department pursuant to s. 1012.583.

250 | Section 5. Present subsection (6) of section 1006.12,

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251 Florida Statutes, is redesignated as subsection (8), a new
252 subsection (6) and subsection (7) are added to that section, and
253 paragraph (c) of subsection (1), paragraphs (a) and (b) of
254 subsection (2), and subsection (5) of that section are amended,
255 to read:

256 1006.12 Safe-school officers at each public school.—For
257 the protection and safety of school personnel, property,
258 students, and visitors, each district school board and school
259 district superintendent shall partner with law enforcement
260 agencies or security agencies to establish or assign one or more
261 safe-school officers at each school facility within the
262 district, including charter schools. A district school board
263 must collaborate with charter school governing boards to
264 facilitate charter school access to all safe-school officer
265 options available under this section. The school district may
266 implement any combination of the options in subsections (1)-(4)
267 to best meet the needs of the school district and charter
268 schools.

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

272 ~~(c) Complete mental health crisis intervention training~~
273 ~~using a curriculum developed by a national organization with~~
274 ~~expertise in mental health crisis intervention. The training~~
275 ~~shall improve officers' knowledge and skills as first responders~~

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276 | ~~to incidents involving students with emotional disturbance or~~
277 | ~~mental illness, including de-escalation skills to ensure student~~
278 | ~~and officer safety.~~

279 | (2) SCHOOL SAFETY OFFICER.—A school district may
280 | commission one or more school safety officers for the protection
281 | and safety of school personnel, property, and students within
282 | the school district. The district school superintendent may
283 | recommend, and the district school board may appoint, one or
284 | more school safety officers.

285 | (a) School safety officers shall undergo criminal
286 | background checks, drug testing, and a psychological evaluation
287 | and be law enforcement officers, as defined in s. 943.10(1),
288 | certified under ~~the provisions of~~ chapter 943 and employed by
289 | either a law enforcement agency or by the district school board.
290 | If the officer is employed by the district school board, the
291 | district school board is the employing agency for purposes of
292 | chapter 943, and must comply with ~~the provisions of~~ that
293 | chapter.

294 | (b) A school safety officer has and shall exercise the
295 | power to make arrests for violations of law on district school
296 | board property or on property owned or leased by a charter
297 | school under a charter contract, as applicable, and to arrest
298 | persons, whether on or off such property, who violate any law on
299 | such property under the same conditions that deputy sheriffs are
300 | authorized to make arrests. A school safety officer has the

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301 authority to carry weapons when performing his or her official
302 duties.

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

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

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

312 (6) CRISIS INTERVENTION TRAINING.—Each safe-school officer
313 shall complete mental health crisis intervention training using
314 a curriculum developed by a national organization with expertise
315 in mental health crisis intervention. The training must improve
316 the officer's knowledge and skills as a first responder to
317 incidents involving students with emotional disturbance or
318 mental illness, including de-escalation skills to ensure student
319 and officer safety.

320 (7) LIMITATIONS.—An individual must satisfy the background
321 screening, psychological evaluation, and drug test requirements
322 and be approved by the sheriff before participating in any
323 training required by s. 30.15(1)(k), which may be conducted only
324 by a sheriff.

325

326 | If a district school board, through its adopted policies,
 327 | procedures, or actions, denies a charter school access to any
 328 | safe-school officer options pursuant to this section, the school
 329 | district must assign a school resource officer or school safety
 330 | officer to the charter school. Under such circumstances, the
 331 | charter school's share of the costs of the school resource
 332 | officer or school safety officer may not exceed the safe school
 333 | allocation funds provided to the charter school pursuant to s.
 334 | 1011.62(13) and shall be retained by the school district.

335 | Section 6. Paragraph (a) of subsection (2) of section
 336 | 1006.1493, Florida Statutes, is amended to read:

337 | 1006.1493 Florida Safe Schools Assessment Tool.—

338 | (2) The FSSAT must help school officials identify threats,
 339 | vulnerabilities, and appropriate safety controls for the schools
 340 | that they supervise, pursuant to the security risk assessment
 341 | requirements of s. 1006.07(6).

342 | (a) At a minimum, the FSSAT must address all of the
 343 | following components:

- 344 | 1. School emergency and crisis preparedness planning;
- 345 | 2. Security, crime, and violence prevention policies and
 346 | procedures;
- 347 | 3. Physical security measures;
- 348 | 4. Professional development training needs;
- 349 | 5. An examination of support service roles in school
 350 | safety, security, and emergency planning;

351 6. School security and school police staffing, operational
 352 practices, and related services;

353 7. School and community collaboration on school safety;
 354 ~~and~~

355 8. Policies and procedures for school officials to prepare
 356 for and respond to natural and manmade disasters, including
 357 family reunification plans to reunite students and employees
 358 with their families after a school is closed or unexpectedly
 359 evacuated due to such disasters; and

360 9. A return on investment analysis of the recommended
 361 physical security controls.

362 Section 7. Except as otherwise expressly provided in this
 363 act, this act shall take effect July 1, 2022.