



2016 LEGISLATIVE REVIEW

FLORIDA COMMISSIONER OF EDUCATION
PAM STEWART





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INTRODUCTION

This booklet is an overview of legislation impacting education that was passed by the Florida Legislature during the 2016 Regular Legislative Session.

Access to all bills, their final action, legislative staff analyses, floor amendments, bill history and Florida Statute citations are available through several websites which are provided below.

For additional information on legislation passed by the Florida Legislature, which impacts education, you may visit the Governmental Relations website at <http://www.fldoe.org/about-us/governmental-relations> or contact the Florida Department of Education's Office of Governmental Relations at 850-245-0507.

Florida House of Representatives:

<http://www.myfloridahouse.gov/>

Florida Senate:

<http://www.flsenate.gov/>

Online Sunshine:

<http://www.leg.state.fl.us/Welcome/index.cfm?CFID=197225232&CFTOKEN=39851043>

Florida Department of State, Laws of Florida:

<http://laws.flrules.org/node>

Governor of Florida:

<http://www.flgov.com/>



**HB 183 Administrative Procedures
(CH. 2016-116, Laws of Florida)**

Bill Sponsor: Representative Adkins

Effective Date: July 1, 2016

DOE Contact: Matthew Mears, General Counsel, Office of the General Counsel, (850) 245-0442

Executive Summary:

The bill provides procedures for agencies to follow when initiating rulemaking after certain public hearings and limits agency reliance on unadopted rules in certain circumstances. It adds requirements regarding the publication of rule-related notices, as well as requirements regarding e-mail notification of specified notices. The bill revises the pleading requirements and burden of going forward with evidence in challenges to proposed and unadopted rules. It authorizes an administrative law judge to make certain findings on the validity of certain alleged unadopted rules, and to consolidate proceedings in certain collateral challenges regarding the validity of a rule. The bill also authorizes a petitioner to file certain collateral challenges regarding the validity of a rule, and provides that agency action may not be based on an invalid or unadopted rule. Finally, it requires agencies to identify and certify all of the rules the violation of which would be a minor violation.

Section 1.

Amends s. 120.54, F.S., Rulemaking, to:

- Require that, if an agency initiates rulemaking after the public hearing provided for in s. 120.54(7)(b), F.S., the agency must publish a notice of rule development within 30 days after the hearing and file a notice of proposed rule within 180 days after the notice of rule development *unless*, before the 180th day, the agency publishes in the Florida Administrative Register (F.A.R.) a statement explaining its reasons for not having filed the notice.
- Provide that, if rulemaking is initiated under s. 120.54(7)(d), F.S., the agency may not rely on the unadopted rule unless the agency publishes in the F.A.R. a statement explaining why rulemaking is not feasible or practicable until the conclusion of the rulemaking.

Section 2.

Amends s. 120.55, F.S., Publication, to:

- Clarify that notices of rule development and notices required prior to rule adoption, amendment, or repeal must be published in the F.A.R.
- Add to the F.A.R. publication requirements:

- A list of rules filed for adoption in the previous seven days; and
- A list of all rules filed for adoption pending legislative ratification under s. 120.541(3), F.S.
- Provide that rules filed for adoption pending legislative ratification should be removed from the F.A.R. list once notice of ratification or withdrawal is received.
- Require that an agency that provides an email notification service to inform recipients of notices must:
 - Use that service to notify recipients of notices of rule development and notices required prior to rule adoption, amendment, or repeal; and
 - Provide a link to the appropriate rule page on the Secretary of State's website or to an agency web page that contains the proposed or final law.
- Provide that the failure of an agency to comply with the publication/notice requirements of s. 120.55, F.S., may not be raised in a proceeding challenging the validity of a rule.

Section 3.

Amends s. 120.56, F.S, Challenges to rules, to:

- Clarify the pleading requirements for petitions challenging the validity of rules, proposed rules, and unadopted rules.
- Clarify the parties' burdens of proof in challenges to proposed rules and unadopted rules.

Section 4.

Amends s. 120.57, F.S., Additional procedures for particular cases, to:

- Provide that, in a matter initiated as a result of agency action proposing to determine the substantial interests of a party, the party's timely petition for hearing may challenge the proposed agency action based on a rule that is an invalid exercise of delegated legislative authority or based on an alleged unadopted rule. Provide that:
 - Such challenges may be pled as a defense using the procedures set forth in s. 120.56(1)(b), F.S., and may be consolidated with any proceeding under s. 120.56, F.S., Challenges to rules.
 - Section 120.56(3)(a), F.S., applies to a challenge alleging that a rule is an invalid exercise of delegated legislative authority.
 - Section 120.56(4)(c), F.S., applies to a challenge alleging an unadopted rule.
- Provide that a petitioner may pursue a separate, collateral rule challenge under s. 120.56, F.S., Challenges to rules, even if an adequate remedy exists through a hearing involving disputed issues of material fact, and that an administrative law judge may consolidate the proceedings.

- Provide that, in a hearing not involving disputed issues of material fact, an agency may not base agency action that determines the substantial interests of a party on an unadopted rule or a rule that is an invalid exercise of delegated legislative authority.

Section 5.

Amends s. 120.68, F.S., Judicial review, to:

- Conform the section to the changes to s. 120.57, F.S.

Section 6.

Amends s. 120.695, F.S., Notice of noncompliance, to:

- Direct each agency to timely review its rules and certify to the President of the Senate, the Speaker of the House of Representatives, the Administrative Procedures Committee, and the rules ombudsman those rules that have been designated as rules the violation of which would be a minor violation no later than June 30, 2017.
- Provide that, beginning July 1, 2017, each agency will be required to publish all rules that the agency designated as rules the violation of which would be a minor violation either as a complete list on the agency's website or by incorporation of the designations in the agency's disciplinary guidelines adopted as a rule.
- Require each agency to ensure that all investigative and enforcement personnel are knowledgeable of the agencies' designations of these rules.
- Require the agency head to certify for each rule filed for adoption whether any part of the rule is designated as one the violation of which would be a minor violation and update the listing on the webpage or disciplinary guidelines.
- Provide that, notwithstanding s. 120.52(1)(a) and 120.695, F.S., does not apply to: the Department of Corrections; Educational units; the regulation of law enforcement personnel; or the regulation of teachers.

Section 7.

Amends s. 403.8141, F.S, Special event permits, to:

- Specify that administrative challenges to any proposed regulatory permits related to special events (Chapter 403, Environmental Control) are subject to the summary hearing provisions of s. 120.574, F.S., except that the summary proceeding must be conducted within 30 days after a party files a motion for a summary hearing, regardless of whether the parties agree to the summary proceeding.

Section 8. Provides an effective date of July 1, 2016.



General Implementation Timeline:

- July 1, 2016 The act shall take effect.
- June 30, 2017 Deadline to certify to the President of the Senate, the Speaker of the House of Representatives, the Administrative Procedures Committee, and the rules ombudsman those rules that have been designated as rules the violation of which would be a minor violation.
- July 1, 2017 Publish all rules that the agency designates as rules the violation of which would be a minor violation either as a complete list on the agency's website or by incorporation of the designations in the agency's disciplinary guidelines adopted as a rule.



HB 189 Teacher Certification
(CH. 2016-117, Laws of Florida)

Bill Sponsor: Representative M. Diaz

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

This bill provides an additional route to certification for certain science, technology, engineering, or mathematics teachers.

Section 1.

Amends s. 1012.56, F.S., Educator certification requirements, to:

- Require the Department of Education to issue a professional certificate covering grades 6 through 12 to any applicant who meets all of the criteria in s. 1012.56(2), F.S., except for (i) regarding mastery of professional preparation and education competence, but who can demonstrate such by:
 - Holding a master's or higher degree in the area of science, technology, engineering, or mathematics;
 - Teaching a high school course in the subject of the advanced degree;
 - Being rated highly effective on their performance evaluation under s. 1012.34, F.S., based in part on student performance as measured by a statewide, standardized assessment or an Advanced Placement, International Baccalaureate, or Advanced International Certificate of Education examination; and
 - Achieving a passing score on the Florida professional education competency examination required by State Board of Education rule.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



**SB 202 Florida Association of Centers for Independent Living
(CH. 2016-30, Laws of Florida)**

Bill Sponsor: Senator Bean

Effective Date: July 1, 2016

DOE Contact: Aleisa McKinlay, Director, Division of Vocational Rehabilitation, (850) 245-3399

Executive Summary:

The bill renames the James Patrick Memorial Work Incentive Personal Attendant Services Program as the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program. The bill expands the use of the program to include services to disabled adults to assist them in securing and maintaining employment. The bill changes an existing oversight group to an oversight committee and revises its membership and responsibilities and includes the director of the Division of Vocational Rehabilitation or his or her designee as a member. The Florida Association of Centers for Independent Living (FACIL) will continue to provide administrative support from funds reserved for the program. The bill also increases the amount available to each state attorney that participates in the tax collection enforcement diversion program.

Section 1.

Amends s. 413.402, F.S., Personal care attendant program, to:

- Rename the James Patrick Memorial Work Incentive Personal Attendant Services Program as the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program.

In addition to the provision of personal care attendants currently offered to eligible participants, the bill:

- Authorizes other support and services necessary to maintain competitive and integrated employment or self-employment to be made available by the program.
- Requires the Florida Endowment Foundation for Vocational Rehabilitation (Able Trust) to maintain an agreement with the FACIL to administer the program.
- Defines the term "competitive and integrated employment" to mean employment in the public or private sector in which the employee earns comparable wages and benefits, commensurate with his or her qualifications and experience, and works in comparable conditions to those experienced by the general workforce in that industry or profession.
- Revises eligibility requirements for participation in the program to include persons who:

- Require a personal care attendant and, as needed, other support and services to accept an offer of employment and commence working or maintain competitive and integrated employment; and
 - Have the ability to acquire and direct the support and services provided in the program, including the services of a personal care attendant
 - The bill expands the types of training the FACIL must provide to program participants to include hiring and management of a personal care attendant and other skills needed to effectively access and manage the support and services provided in the program.
- Renames the existing oversight group as the oversight committee and changes its membership and responsibilities. Under the bill the oversight committee must include:
 - The Director of the Division of Vocational Rehabilitation or his or her designee;
 - A human resources professional or an individual who has significant experience managing and operating a business based in Florida appointed by the Speaker of the House of Representatives;
 - A program participant appointed by the President of the Senate;
 - The Director of the advisory council on brain and spinal cord injuries or his or her designee; and
 - A financial management professional appointed by the Governor.

Representatives of the Medicaid program within the Agency for Health Care Administration, the Able Trust, the FACIL, the Department of Revenue, and the Department of Children and Families are removed from membership.

- Additionally, the bill provides that the oversight committee is responsible for:
 - Providing program oversight;
 - Approving the program's annual operating budget for administration and oversight;
 - Advising the FACIL on policies and procedures;
 - Approving the maximum monthly reimbursement available to program participants; and
 - Approving and maintaining a schedule of eligible services for which program participants may be reimbursed.
- Requires the FACIL to provide administrative support services to the program and the oversight committee to ensure the financial integrity of the program.
- Changes the portion of the funds deposited with the Able Trust that are available to the FACIL to administer the program. Current law provides that the FACIL receives 12 percent of the funds paid to or on behalf of participants in the program to administer the program.



- Provides that costs associated with program administration and oversight in the annual operating budget approved by the oversight committee may not exceed 12 percent of the funds deposited with the Florida Endowment Foundation for Vocational Rehabilitation (Able Trust) for the program for the previous fiscal year or the budget approved for the previous fiscal year, whichever is greater.

Section 2.

Amends s. 413.4021, F.S., Program Participant selection; tax collection enforcement diversion program, to:

- Increase the amount available to contract with the state attorneys participating in the tax collection enforcement diversion program to not more than \$75,000 per state attorney.

Section 3.

Amends s. 320.08068, F.S., Motorcycle specialty license plates, to:

- Reflect the name change of the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program
- Clarify that 20 percent of the funds from the sale of specialty motorcycle licenses must be distributed to the Florida Endowment Foundation for Vocational Rehabilitation (Able Trust).

Section 4. Provides an effective date of July 1, 2016.

General Implementation Timeline:

July 1, 2016 The act becomes effective.



HB 229 Bullying and Harassment Policies in Schools
(CH. 2016-119, Laws of Florida)

Bill Sponsor: Representative Geller

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

This bill provides clarification to school districts for their bullying and harassment prohibition policies, and adds a review requirement of at least every three years. This bill allows Chapter 2010-217, Laws of Florida, to be cited as "Taylor's Law for Teen Dating Violence Awareness and Prevention."

Section 1.

Amends s. 1006.147, F.S., Bullying and harassment prohibited, to:

- Require school districts to review their policies prohibiting bullying and harassment at least every three years – involving students, parents, teacher, administrators, school staff, school volunteers, community representatives and local law enforcement agencies in the process.
- Require school principals to implement school district policies prohibiting bullying and harassment throughout the year and integrate the policies with the school's curriculum, bullying prevention and intervention program, discipline policies and other violence prevention efforts.
- Require that school district policies include a procedure for receiving reports of an alleged act of bullying or harassment.
- Require school districts to provide a list of programs authorized by the school district that provide instruction to students, parents, teachers, school administrators, counseling staff and school volunteers on identifying, preventing and responding to bullying or harassment, including instruction on recognizing behaviors that lead to bullying and harassment and taking appropriate preventive action based on those observations.

Section 2.

- Allows Chapter 2010-217, Laws of Florida, to be cited as "Taylor's Law for Teen Dating Violence Awareness and Prevention." This Chapter, based on House Bill 467 enacted in 2009, references required instruction on teen dating violence and abuse for students in grades 7-12, and the requirement for each district school board to adopt a dating violence and abuse policy.

General Implementation Timeline:



July 1, 2016 The act shall take effect.

**HB 241 Children and Youth Cabinet
(CH. 2016-19, Laws of Florida)**

Bill Sponsor: Representative Harrell

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

The bill expands the total membership of the cabinet to 16 by adding a superintendent of schools who is appointed by the Governor. The bill changes the title of the ninth member of the cabinet from “the director of the Office of Child Abuse Prevention” to “the director of the Office of Adoption and Child Protection.”

Section 1.

Amends s. 402.56, F.S., Children’s cabinet; organization; responsibilities; annual report, to:

- Increase the membership of the cabinet to 16, by adding a superintendent of schools to be appointed by the Governor.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



HB 249 Culinary Education Programs
(CH. 2016-120, Laws of Florida)

Bill Sponsor: Representative Moskowitz

Effective Date: July 1, 2016

DOE Contact: Rod Duckworth, Chancellor, Division of Career and Adult Education, (850) 245-9047

The bill defines a culinary education program as one that educates enrolled students in the culinary arts, including preparation, cooking, and presentation of food, or provides education and experience in culinary arts-related businesses. A culinary education program is a program provided by a:

- State university;
- Florida College System institution;
- Career center as defined in s. 1001.44, F.S.;
- Charter technical career center as defined in s. 1002.34, F.S.;
- Nonprofit independent college or university that is located and chartered in this state, meets certain accreditation requirements, and is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program; or
- Nonpublic postsecondary educational institution licensed pursuant to part III of ch. 1005, F.S.

The bill authorizes the issuance of a special license to a culinary education program licensed as a public food service establishment for the sale and service of alcoholic beverages on the licensed premises of the culinary education program. For a licensed culinary education program that also provides catering services, the special license will allow it to sell or serve alcoholic beverages on the premises of events for which it provides prepared food.

The special license does not authorize the culinary education program to conduct any activities that would violate Florida's Beverage Law, including certain age restrictions, or local law. A culinary education program with a special license may not sell alcoholic beverages by the package for off-premise consumption.

Section 1.

Amends s 381.0072, F.S., Food service protection, to:

- Identify a culinary education program as a food service establishment subject to the sanitation rules adopted and enforced by the Department of Health.
- Define culinary education programs as:
 - Educates enrolled student in the culinary arts;

- Provided by a state university, Florida College System institution, career center, charter technical career center, nonprofit independent college or university and a nonpublic postsecondary educational institution;
- Is inspected by any state agency or agencies for compliance with sanitation standards.
- Add culinary education programs where food is prepared and intended for individual portion service to the definition of "food service establishment."

Section 2.

Amends s. 509.013 F.S., Definitions, to:

- Add culinary education programs to the definition of "public food service establishment."

Section 3.

Amends s.561.20 F.S., Limitation upon number of licenses issued, to:

- Delete culinary education programs from the current restrictions of the issuance of a licenses for the sale and consumption of alcoholic beverages.
- Allow culinary education programs to obtain a special license to allow the sale and consumption of alcoholic beverages on the licensed premises or the catering site of the culinary education program and describe the requirements of the program obtaining the license.

General Implementation Timeline:

July 1, 2016 The act becomes effective



**HB 273 Public Records
(CH. 2016-20, Laws of Florida)**

Bill Sponsor: Representative Beshears

Effective Date: Effective on becoming a law

DOE Contact: Matthew Mears, General Counsel, Office of the General Counsel, (850) 245-0442

Executive Summary:

This bill requires a public agency contract for services with a contractor entered into or amended after July 1, 2016, to include a statement informing the contractor of the contact information of the public agency's custodian of records and instructing the contractor to contact the agency records custodian concerning any questions regarding the contractor's duty to provide public records relating to the contract.

The bill repeals the requirement that each contract for services requires the contractor to transfer its public records to the public agency upon termination of the contract. Instead, the contract must require the contractor to either retain the public records or transfer the public records to the public agency upon completion of the contract.

The bill requires a request for public records relating to a contract for services to be made directly to the contracting agency. If the agency does not possess the records, it must immediately notify the contractor, and the contractor must provide the records or allow access to the records within a reasonable time. A contractor who fails to provide the records to the agency within a reasonable time may be subject to the penalties under s. 119.10, F.S., (which include possible fines or misdemeanor charges).

If a civil action is filed against a contractor to compel production of public records relating to a public agency's contract for services, the court shall assess and award against the contractor the reasonable costs of enforcement, including reasonable attorney's fees if the contractor unlawfully refused to comply with the public records request within a reasonable time; and the plaintiff provided written notice to the agency and contractor that the contractor has not complied with the request. If the contractor complies with the request within eight business days of receiving the notice, the contractor is not responsible for the reasonable costs of enforcement

Section 1.

Amends s. 119.0701, F.S, Contracts; public records, to:

- Require a public agency contract for services with a contractor entered into or amended after July 1, 2016, to include:

- A statement informing the contractor of the contact information of the public agency's custodian of records and instructing the contractor to contact the agency records custodian concerning any questions regarding the contractor's duty to provide public records relating to the contract. The statement must be in at least 14-point boldfaced type, and must include the telephone number, e-mail address, and mailing address of the records custodian.
- A provision that requires the contractor to, upon request from the public agency's custodian of public records, provide the public agency with a copy of the requested records or allow the records to be inspected or copied within a reasonable time, at a cost allowed under law.
- A provision that requires the contractor to either retain the public records or transfer the public records to the public agency upon completion of the contract. (The former requirement that the contractor transfer its public records to the public agency upon termination of the contract is repealed.) If the contractor keeps the records, the contractor must meet all applicable requirements for maintenance of records.
- Establish that a request for public records relating to a contract for services to be made directly to the contracting agency. If the agency does not possess the records, it must immediately notify the contractor, and the contractor must provide the records or allow access to the records within a reasonable time. A contractor who fails to provide the records to the agency within a reasonable time may be subject to the penalties under s. 119.10, F.S., (which include possible fines or misdemeanor charges).
- Establish that if a civil action is filed against a contractor to compel production of public records relating to a public agency's contract for services, the court shall assess and award against the contractor the reasonable costs of enforcement, including reasonable attorney's fees if the contractor unlawfully refused to comply with the public records request within a reasonable time and the plaintiff provided written notice to the agency and contractor that the contractor has not complied with the request. If the contractor complies with the request within eight business days of receiving the notice, the contractor is not responsible for the reasonable costs of enforcement.

Section 2. Provides that the act shall take effect upon becoming a law

General Implementation Timeline:

The bill takes effect upon becoming law.



February, 2016 – June 30, 2016 Review boilerplate contract provisions to include the required notice and a provision requiring contractors to keep and maintain public records and to otherwise comply with public records laws.

Verify that the agency clerk will be designated as the custodian of records, and ensure that the agency has established procedures for responding to public records relating to contracts.

July 1, 2016 All contracts or amendments to contracts shall include the provisions required in this law.



**HB 287 Principal Autonomy Pilot Program Initiative
(CH. 2016-223, Laws of Florida)**

Bill Sponsor: Representative M. Diaz

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

This bill creates the Principal Autonomy Pilot Program Initiative in up to seven identified districts for three years. The purpose of the pilot program is to provide the highly effective principal of a participating school with increased autonomy and authority to operate that school in a way that produces significant improvements in student achievement and school management while complying with constitutional requirements. Districts will propose to the State Board of Education (SBE) certain statutory and rule exemptions in exchange for meeting identified performance goals. Identified personnel must complete a nationally recognized school turnaround program.

Section 1.

Creates s. 1011.6202, F.S., Principal Autonomy Pilot Program Initiative, to:

- Establish the Principal Autonomy Pilot Program Initiative, which would allow the SBE to enter into a performance contract with up to seven district school boards to provide the principals at participating schools with increased autonomy and authority in day-to-day management that will result in significant improvements in student achievement.
- Allow Broward, Duval, Jefferson, Madison, Palm Beach, Pinellas, and Seminole Counties to submit a principal autonomy proposal to the SBE for approval that would exchange statutory and rule exemptions for an agreement to meet identified performance goals. If approved by the SBE, the district will be eligible to participate for three years, at the end of which time the performance all participating schools in the district shall be evaluated.
- Participating schools would be exempt from the provisions of chapters 1000-1013, F.S., and the SBE rules that implement those provisions, with the exception of the following laws relating to aspects of:
 - The election and compensation of district school board members, the election or appointment and compensation of district school superintendents, public meetings and public records requirements, financial disclosure, and conflicts of interest;
 - The provision of services to students with disabilities;
 - Civil rights and discrimination;
 - Student health, safety, and welfare;

- School start date;
- Maximum class size;
- Compensation and salary schedules;
- Workforce reductions for annual contracts for instructional personnel;
- Annual contracts for instructional personnel hired on or after July 1, 2011;
- Personnel evaluation procedures and criteria; educational facilities; and
- Participating school districts.
- Require districts to submit a proposal, which must include the following:
 - Identification of three schools that received at least two school grades of "D" or "F" during the previous three school years;
 - Identification of a principal for each of the three schools who earned a highly effective rating on the prior year's performance evaluation;
 - A description of the financial and administrative management currently in place at the schools, the areas over which each principal would have increased fiscal and administrative autonomy, and the areas for which the principals would continue to follow current district policy;
 - The methods used to identify the educational strengths and needs of each participating school's students and identification of how student achievement can be improved;
 - Establishment of performance goals for student achievement, and an explanation of how the increased autonomy of principals would help improve student achievement and school management; and
 - The mission and a description of the student population for each participating school.
- Require the SBE to establish criteria for the approval of a proposal.
- Establish a timeline for the principal autonomy proposals as follows:
 - School districts submit proposals to the SBE by December 1 in order to begin the following school year; and
 - The SBE notifies each district in writing whether the proposal is approved by the following February 28.
- Require the SBE to authorize a district to participate for a period of three years commencing with proposal approval. Allow the SBE to renew authorization to participate. Allow the SBE to revoke authorization to participate if the district fails to meet the requirements during the three-year period.
- Require each participating district to submit an annual report to the SBE, the SBE to annually report on the program's implementation, and the Commissioner of Education to submit a full evaluation of the effectiveness of the program by December 1 after the pilot's first three-year term, to the President of the Senate and the Speaker of the House.
- Mandate each participating district to require that the principal and a three-member leadership team from each participating school, and district personnel working with each participating school

to enroll in and complete a nationally recognized school turnaround program. The Department of Education (FDOE) shall provide each participating district with \$100,000 for this program.

- Require the Legislature to provide an appropriation to the FDOE for the costs of the pilot program, including administrative and enrollment costs for the school turnaround program, and an additional amount of \$10,000 for each participating principal to be used by the district as an annual salary supplement for the principal, a fund for the school to be used at the principal's discretion, or both, as determined by the district.
- Establish the following requirements for a principal to be eligible for the salary supplement: be rated highly effective as determined by the principal's performance evaluation, be transferred to a school that earned a grade of "F" or three consecutive grades of "D," and have previously implemented a school turnaround option as the school's principal that resulted in the school improving by at least one letter grade.
- Require the SBE to adopt rules to administer the Principal Autonomy Pilot Program Initiative.

Section 2.

Amends s. 1011.69, F.S., Equity in School-Level Funding Act, to:

- Guarantee that schools participating in the pilot program would receive at least 90 percent of the funds generated by those schools based on the Florida Education Finance Program, including gross state and local funds, discretionary lottery funds, and funds from the school districts' current operating discretionary millage levy.

Section 3.

Amends s. 1012.28, F.S., Public school personnel; duties of school principals, to:

- Outline the additional authority and responsibilities of principals participating in the pilot program, which would include: the authority to select qualified instructional personnel, or refuse to accept placement or transfer of instructional personnel by the district school superintendent; the authority to deploy financial resources to school programs at the principal's discretion to improve student achievement and meet performance goals of the pilot proposal; and the requirement to annually provide a budget to the district school superintendent and board that identifies how funds provided pursuant to s. 1011.69(2), F.S., were allocated, which the district must include in the annual report to the SBE.

Section 4.

Provides an appropriation of \$910,000 to the FDOE from the General Revenue Fund to implement this program (\$700,000 nonrecurring and \$210,000 recurring).

General Implementation Timeline:

July 1, 2016 The act shall take effect.



- December 1 Districts submit proposal to the SBE in order to begin the following school year.
- February 28 The SBE notifies each district in writing whether the proposal is approved (after December 1 submission).
- December 1 After the pilot's first three-year term – Commissioner of Education must submit a full evaluation of the effectiveness of the program to the President of the Senate and the Speaker of the House.



HB 307 Medical Use of Cannabis
(CH. 2016-123, Laws of Florida)

Bill Sponsor: Representative Gaetz

Effective Date: Upon becoming law.

DOE Contact: Madeline Pumariega, Chancellor, Division of Florida Colleges, (850) 245-0407

Executive Summary:

Any college or university in the state that has a college of agriculture may conduct cannabis research consistent with state and federal law. Currently, the following colleges have agriculture programs of study, they include: Indian River State College, Valencia College, College of Central Florida, Pensacola State College, Florida Gateway College, Santa Fe College, and Miami Dade College. There are no state colleges that have a 'college of agriculture'.

Section 4

Creates an unnumbered section of law to:

- State, "Any college or university in the state that has a college of agriculture may conduct cannabis research consistent with state and federal law."

General Implementation Timeline:

The law is effective upon becoming law.



**HB 350 Online Procurement
(CH. 2016-31, Laws of Florida)**

Bill Sponsor: Senator Montford

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, 850-245-0406

Executive Summary:

The bill requires district school boards and Florida College System (FCS) institution boards of trustees to review certain agreements and contracts before purchasing nonacademic commodities and contractual services under certain circumstances to determine whether or not the use of the agreements and contracts is economically advantageous. It also requires that bid specifications include a specified statement; authorizes district school boards to use specified cooperative state purchasing programs; and allows specified educational institutions to make purchases through an online procurement system, an electronic auction service or other efficient procurement tool.

Section 1.

Amends s.1010.04, F.S., Purchasing, to:

- Require that district school boards and FCS institution boards of trustees review purchasing agreements and state term contracts available under s. 287.056, F.S., before purchasing nonacademic commodities and contractual services to determine whether or not there is an economic advantage to using the agreements or contracts. A statement that documents the review must be included with the bid specifications.
- Allow all district school boards to use the cooperative state purchasing programs managed through the regional consortiums pursuant to their authority under s. 1001.451(3), F.S., Regional consortium service organizations.
- Stipulate that the services referred to in the amended section do not include those that are eligible for reimbursement under the federal E-rate program administered by the Universal Service Administrative Company.
- Specify that district school boards and FCS institution boards of trustees may make purchases through an online procurement system, an electronic auction service, or other efficient procurement tool.

Section 2.

- Provides an effective date of July 1, 2016.



General Implementation Timeline:

July 1, 2016 The act becomes effective.



HB 499 Ad Valorem Taxation
(CH. 2016-128, Laws of Florida)

Bill Sponsor: Representatives Avila

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

The bill makes changes to the composition of the Value Adjustment Board (VAB) and amends various provisions addressing the procedures and oversight of the VAB process. Specifically, the bill:

- Requires the VAB to submit the certified assessment roll to the property appraiser by June 1 following the tax year in which the assessments were made, or by December 1 under certain circumstances.
- Revises the requirements for written authorization for representation before the VAB.
- Revises provisions related to the exchange and admissibility of evidence.
- Repeals certain rules adopted by the Florida Department of Revenue that conflict with provisions of the bill.
- Clarifies that a taxpayer may appeal to the VAB the application or resetting of an assessment cap.
- Provides that a taxpayer may appeal the assessment of tangible personal property to the VAB if a complete, timely return was filed.
- Provides for an opportunity to correct an erroneous or incomplete tangible personal property return.
- Allows the property appraiser to waive penalties and interest if an assessment cap was improperly granted "as a result of a clerical mistake or an omission by the property appraiser," and allows the property owner 30 days to pay the taxes, interest and penalties owed before a lien is filed.
- Provides clarification of the confidentiality of information in the evidence exchange process.
- Changes interest rates for disputed property taxes from 12 percent to the bank prime loan rate. Also, the bill proposes to allow property owners to accrue interest at the prime rate when the property appraiser and the property owner reach a settlement prior to the VAB hearing.
- Changes the VAB composition by replacing a county commission member with a citizen member.
- Restricts the ability of a petitioner or property appraiser to reschedule hearings.

- Restricts the qualifications of those who can represent a taxpayer before the VAB.
- Elaborates on what is required in the VAB's findings of fact.
- Specifies that, in the appointment/scheduling of special magistrates, no consideration is to be given to assessment reductions recommended by any special magistrate.

Section 14.

Most important to funding of school districts through the Florida Education Finance Program (FEFP) is the provision in section 14 of the bill that amends s. 1011.62(4)(e), F.S., extending a process that allows school districts to collect unrealized required local effort funds from the prior year in the event that the VAB process is delayed. The additional millage authorized in law is the Prior Period Funding Adjustment Millage (PPFAM). The section deletes the reference to specific years, thus making the policy applicable to any year in which the prior period unrealized required local effort funds cannot be determined because a district's final taxable value has not been certified.

It should be noted that section 35 of the 2016 Conference Report on HB 5003, the Implementing Bill for the General Appropriations Act, also amends s. 1011.62(4)(e), F.S., related to the prior period funding adjustment millage. This provision extends the 2015 law for the 2016-17 fiscal year only.

General Implementation Timeline:

July 1, 2016 The effective date of the act.



HB 535 Building Codes
(CH. 2016-129, Laws of Florida)

Bill Sponsor: Representative Eagle

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, 850-245-0406

Executive Summary:

The bill revises provisions regarding the Florida Building Code, including restricting certain aspects of construction. The 2000 Legislature authorized implementation of the Florida Building Code and that first edition of the state's building code replaced all local codes on March 1, 2002. The Florida Building Code is now in its fifth edition, which is referred to as the 2014 Code. The bill makes numerous changes to the 2014 Code including, but not limited to, the following:

- Revises licensure and training requirements for building code inspectors, administrators and plans examiners.
- Clarifies specifications related to certain swimming pools.
- Authorizes local building officials to issue phased permits for construction.
- Prohibits local governments from requiring payment of any additional fees, charges or expenses associated with providing proof of licensure as a contractor, recording a contractor license, or providing or recording evidence of workers' compensation insurance covered by a contractor.
- Makes several changes to the Fire Prevention Code.
- Revises the membership of the committee that interprets the Florida Building Code and the Florida Accessibility Code for Building Construction.
- Requires, effective July 1, 2017, that counties and local enforcement agencies post each type of building permit application on their website and allow for the submittal of completed applications to the appropriate building department.

Sections 11 and 37 of the bill have an impact on educational facilities, as summarized below:

Section 11.

Amends s. 514.0115, F.S., Exemptions from supervision or regulation; variances, to

- Clarify that portable pools provided by a school district and used under specific circumstances are not subject to regulation by the Florida Department of Health.



Section 37.

Adds an unnumbered section of law to require sprinklers in cafeterias and dining facilities, including associated commercial kitchens, that have a fire area occupancy load of 200 patrons or more.

General Implementation Timeline:

July 1, 2016 The act becomes effective.



SB 576 Public Educational Facilities
(CH. 2016-32, Laws of Florida)

Bill Sponsor: Senator Flores

Effective Date: July 1, 2016

DOE Contact: Madeline Pumaregia, Chancellor, Division of Florida Colleges, (850) 245-9449

Executive Summary:

The bill authorizes the construction of dormitories for up to 300 beds on a Florida College System (FCS) institution campus located within a municipality designated as an area of critical state concern and having a comprehensive plan and land development regulations containing a building permit allocation system that limits annual growth. Florida Keys Community College is the only FCS institution that currently meets the criteria outlined in the bill.

The bill specifies that state funds and tuition fees and revenues may not be used for construction, debt service, maintenance, or operation of the dormitories. Additionally, dormitory beds constructed after July 1, 2016 may not be financed through the issuance of a bond.

Current law authorizes the construction of dormitories for up to 100 beds on such FCS institution campuses.

Section 1.

Amends s.1013.40, F.S., Planning and construction of Florida College System institution facilities; property acquisition, to:

- Expand authority for a FCS institution to construct dormitories of up to 300 beds.
- Specify that state funds and tuition fees and revenues may not be used for construction, debt service, maintenance, or operation of the dormitories. Additionally, dormitory beds constructed after July 1, 2016 may not be financed through the issuance of a bond.

Section 2. Provides and effective date of July 1, 2016.

General Implementation Timeline:

July 1, 2016 Florida Keys Community College will have the authorization on to begin construction on new dormitories up to 300 beds.



**HB 585 Instruction for Homebound and Hospitalized Students
(CH. 2016-227, Laws of Florida)**

Bill Sponsor: Representative Burgess

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

The bill adds requirements for districts regarding the provision of instructional services to K-12 homebound or hospitalized students. It requires the Department of Education (FDOE) to develop a standard agreement to be entered into by children’s specialty hospitals and the school districts in which they are located.

Section 1.

Amends s. 1003.57, F.S., Exceptional students instruction, to:

- Requires each district school board to submit to the department at least once every 3 years its proposed procedures for the provision of special instruction and services for exceptional students.
- Require each district program to provide instruction to homebound or hospitalized students in accordance with the law and State Board of Education rules that, at a minimum, must establish the following:
 - Criteria for the eligibility of K-12 homebound or hospitalized students for specially designed instruction;
 - Procedures for determining student eligibility;
 - A list of appropriate methods for providing instruction to homebound or hospitalized students; and
 - Requirements for providing instructional services once the students are determined to be eligible. Eligible students receiving treatment in a children’s specialty hospital licensed under part I of chapter 395 must be provided educational instruction from the school district in which the hospital is located until the school district in which the hospital is located enters into an agreement with the school district in which the student resides.
- Require the FDOE to develop a standard agreement for use by school districts, to provide seamless educational instruction to students who transition between school districts while receiving treatment in the children’s specialty hospital.



- By August 15, 2016, each school district in which a specialty hospital is located must enter into an agreement with the hospital which establishes a process by which the hospital must notify the school district of students who may be eligible for instruction.

General Implementation Timeline:

July 1, 2016	The act shall take effect.
August 15, 2016	Each school district in which a specialty hospital is located must enter into an agreement with the hospital.



**SB 624 Public Records/State Agency Information Technology Security Programs
(CH. 2016-114, Laws of Florida)**

Bill Sponsor: Senator Hays

Effective Date: Upon becoming law

DOE Contact: Matthew Mears, General Counsel, (850) 245-0442

Executive Summary:

The bill modifies the “Information Technology Security Act” to create two new exemptions from the public records law for records regarding suspected or confirmed information technology security incidents and risk assessment for agency information technology security programs.

Section 1.

Amends s. 282.318, F.S., Security of data and information, to:

- Provide that records held by a state agency which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents, including suspected or confirmed breaches, are confidential and exempt from disclosure as public records, if the disclosure of such records would facilitate unauthorized access to or the unauthorized modification, disclosure, or destruction of data or security information.
- Provide that portions of risk assessments and other reports of a state agency's information technology security program are confidential and exempt from disclosure as public records if the disclosure would facilitate unauthorized access to or the unauthorized modification, disclosure, or destruction of data or information technology resources.
- Provide that such records shall be available to the Auditor General, the Agency for State Technology, the Cybercrime Office of the Department of Law Enforcement, and, for state agencies under the jurisdiction of the Governor, the Chief Inspector General; and that such records may be made available to a local government, another state agency, or a federal agency for information technology security purposes or in furtherance of the state agency's official duties.

Section 2.

Provides the specific statement of public necessity for the public records exemptions required by Article I, Sec. 24(c) of the Florida Constitution.

General Implementation Timeline:

The public records are exempt when the bill becomes law.



**HB 651 Department of Financial Services
(CH. 2016-132, Laws of Florida)**

Bill Sponsor: Representative Beshears

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

The bill amends various statutory provisions relating to the Florida Department of Financial Services (DFS) including, but not limited to:

- Establishing a firefighter grant program to support volunteer and combination volunteer/career fire departments.
- Allowing for the creation of a system for electronic service of process and distribution of documents to insurance companies.
- Enabling employees of the state university system, a special district or a water management district to participate in the state's deferred compensation program.
- Allowing the DFS to have access to digital photographs from the Florida Department of Highway Safety and Motor Vehicles to investigate allegations related to the insurance code.

Provisions in section 6 of the bill impact the state's education system by amending the Florida Single Audit Act to more closely conform to federal law.

Section 6.

The bill amends s. 215.97, F.S., Florida Single Audit Act, to:

- Increase the audit threshold from \$500,000 to \$750,000 of state financial assistance in any fiscal year to be subject to a state single audit or project-specific audit.
- Define "higher education entity" as a Florida College System institution or a state university.
- Further define "non-state entity" to include a higher education entity.
- Exempt higher education entities from the audit threshold provision and from the audit requirements, while continuing to subject them to the remaining provisions, including contracting and record keeping requirements.
- Extend the application of the section to any contract or agreement between a state awarding agency and a higher education entity that is funded by the state.



General Implementation Timeline:

July 1, 2016 The act becomes effective.



**SB 672 Educational Options
(CH. 2016-2, Laws of Florida)**

Bill Sponsor: Senator Gaetz

Effective Date: July 1, 2016

DOE Contact: Madeline Pumariega, Chancellor of the Division of Florida College System, (850) 245-9449
Hershel Lyons, Chancellor of the Division of Public Schools, (850)-245-0509
Adam Miller, Executive Director, Office of Independent Education and Parental Choice,
(850)-245-0502

Executive Summary:

The bill establishes mechanisms for the approval of unique postsecondary education programs tailored to the needs of students with intellectual disabilities and the statewide coordination of information about programs for students with disabilities. In addition, the bill awards incentive payments to school districts and charter schools that implement districtwide or schoolwide, standard student attire policies applicable to students in kindergarten through grade 8. Each school district or charter school qualifies for a minimum award of \$10 per student. Finally, the bill amends a number of provisions of the Personal Learning Scholarship Program by changing the name of the scholarship program to the Gardiner Scholarship program increase student access, tighten accountability, and streamline administration.

Section 1.

Creates 1004.6495, F.S., Florida Postsecondary Comprehensive Transition Program and Florida Center for Students with Unique Abilities, to:

- Establish the Florida Postsecondary Comprehensive Transition Program and the Florida Center for Students with Unique Abilities.
- State that the legislative intent is that students with intellectual disabilities and students with disabilities have access to meaningful postsecondary education credentials and be afforded the opportunity to have a meaningful campus experience.
- Define the following terms: center, director, eligible institution, Florida Postsecondary Comprehensive Transition Program (FPCTP) and transitional student.
- Require that, to be eligible to enroll in an FPCTP at an eligible institution, a student must:
 - Be a “student with an intellectual disability” as defined in 20 U.S.C. s. 1140 (2);
 - Physically attend the eligible institution; and
 - Submit documentation regarding his/her intellectual disabilities.
- Establish the Florida Center for Students with Unique Abilities at the University of Central Florida.
- Define the responsibilities of the Florida Center for Students with Unique Abilities.

- Create eligibility and responsibilities for participating postsecondary institutions.
- Create the Florida Postsecondary Comprehensive Transition Program Scholarship.
- Require that, by October 1 of each year, the center provide the Governor, the President of the Senate, the Speaker of the House of Representatives, the Chancellor of the State University System and the Commissioner of Education a report on the status of the program.
- Require, beginning in 2016-17, that the center collaborate with the Board of Governors, State Board of Education and Higher Education of Coordinating Council to submit statutory and budget recommendations to the Governor, President of the Senate and the Speaker of the House of Representatives no later than December 1 of each year.
- Require the Board of Governors and the State Board of Education to adopt rules and regulations.

Section 2.

Creates s. 1011.78, F.S., Standard student attire incentive payments, to:

- Provide an incentive payment for school districts and charter schools that implement a standard student attire policy for all students in kindergarten through grade 8.
- Cite this section as the “Students Attired for Education (SAFE) Act.”
- Provide a purpose for the standard student attire policy as providing a safe environment for students that fosters learning and improves school safety and discipline.
- Provide qualifications for the incentive payment that require a standard attire policy, at a minimum, must:
 - Apply to all students in kindergarten through grade 8 in the school district or charter school, regardless of individual school grade configurations;
 - Prohibit certain types or styles of clothing and require solid-colored clothing and fabrics for pants, skirts, shorts or similar clothing, and short- or long-sleeved shirts with collars; and
 - Allow reasonable accommodations based on a student’s religion, disability or medical conditions.
- Specify that, subject to the appropriation of funds by the Legislature, a qualified school district or charter school shall receive an annual award of not less than \$10 per student in kindergarten through grade 8.
- Require the district school superintendent or the charter school governing board to certify to the commissioner that the school district or charter school has implemented a district-wide or school-wide standard student attire policy, respectively, prior to funding but no later than September 1 of each year. A charter school may also qualify by participating in its sponsor’s qualifying policy.

- Provide that the commissioner make payment of awards to school districts and charter schools in the order in which certifications are received.
- Require that as of June 30 of each year, any funds provided pursuant to this section that have not been disbursed to qualified school districts and charter schools revert to the fund from which they were appropriated.
- Provide that a district school board or governing board of a charter school that implements a district-wide or school-wide standard student attire policy, respectively, is immune from civil liability resulting from adoption of the policy.

Section 3.

Amends s. 1001.43, F.S., Supplemental powers and duties of district school board, to:

- Provide that a district school board that implements a district-wide standard student attire policy pursuant to s. 1011.78, F.S., is eligible to receive incentive payments.

Section 4.

Amends s. 1002.33, F.S., Charter schools, to:

- Provide that a charter school that implements a school-wide standard student attire policy pursuant to s. 1011.78, F.S., is eligible to receive incentive payments.

Section 5.

Amends s. 1002.385, F.S., The Gardiner Scholarship, to:

- Change the name of the “Florida Personal Learning Scholarship Account Program” to the “Gardiner Scholarship Program”.
- Modify the term “curriculum” to include associated online instruction.
- Revise eligibility of The Gardiner Scholarship related to a diagnosis of autism to include students diagnosed with an autism spectrum disorder, as defined in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition (DSM-V). This is a broader definition than contained in s. 393.063, F.S.
- Provide that a student determined eligible under the “high-risk child” criteria must establish eligibility under a different disability in the school year after he or she reaches the age of six, or the student will no longer be eligible to participate.
- Expand eligibility of the Gardiner Scholarship to include students with muscular dystrophy.



- Revise the definition of an “eligible nonprofit scholarship-funding organization” or “organization” to mean a nonprofit scholarship-funding organization that is approved pursuant to s. 1002.395(16) F.S.
- Expand the list of eligible postsecondary educational institutions to include an independent college or university that is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program under s. 1009.89, F.S.
- Expand eligibility of students participating to include those who are 3 or 4 years of age on or before September 1 of the year in which the student applies for program participation.
- Allow the parent to submit a final verification document to receive scholarship funds in the student’s account before the department confirms program eligibility.
- Establish the following items as final verification documents the parent can submit:
 - A completed withdrawal form from the school district, if the student was enrolled in a public school before the determination of program eligibility.
 - A letter of admission or enrollment from an eligible private school for the fiscal year in which the student wishes to participate and, if applicable, a copy of the notification from the private school where the student has withdrawn from the John M. McKay Scholarships for Students with Disabilities Program or the Florida Tax Credit Scholarship Program.
 - A copy of the notice of the parent’s intent to establish and maintain a home education program required by s. 1002.41(1)(a), F.S., or the annual educational evaluation of the student in a home education program, which is required by s. 1002.41(2), F.S.
- Clarify that, for the purposes of this program, 3 and 4 year old students receiving services funded through FEFP would be considered enrolled in public school. Students participating in The Gardiner Scholarship would not be eligible to participate in VPK and would not receive additional funding.
- Include the following as additional authorized uses of program funds:
 - Training and maintenance associated with assistive technology devices;
 - Fees associated with enrollment in a home education program;
 - Tuition or fees associated with enrollment in a program offered by an eligible postsecondary institution;
 - Contributions to the Florida College Savings Program;

- Tuition and fees for part-time tutoring services by a person who holds a permanent or adjunct teaching certificate or someone who has demonstrated a mastery of subject area knowledge;
- Fees for a summer education or after-school program;
- Transition services provided by a job coach;
- Fees for annual evaluation by a Florida certified teacher for a home education program student choosing this option; and
- Tuition and fees for programs offered by approved Voluntary Prekindergarten and school readiness providers.
- Provide that scholarship payments from the department to a Gardiner Scholarship account would continue unless:
 - The parent does not renew;
 - The SFO determines the student is not eligible;
 - The commissioner denies, suspends, or revokes program participation or use of funds; or
 - Student enrolls in a public school, graduates from high school, or attains 22 years of age (whichever comes first).
- Provide that a scholarship account must be closed and funds returned, including contributions to Florida Prepaid College Program and earnings from or contributions made to the Florida College Savings Program made with program funds upon:
 - Denial or revocation of program eligibility by the commissioner due to fraud or abuse; or
 - After any three consecutive years after high school completion during which the student has not been enrolled in an eligible postsecondary program.
- Require the Commissioner to notify the parent and the Scholarship Funding Organization (SFO) when the scholarship account is closed and program funds must revert to state.
- Provide that a parent of a student with a disability who seeks an initial evaluation or a reevaluation of an existing Individualized Education Plan (IEP) may request an IEP meeting and evaluation from the school district in order to obtain or revise a matrix of services. The school district shall notify a parent who has made a request for an IEP that the district is required to complete the IEP and matrix of services within 30 days after receiving notice of the parent's request. The school district shall conduct a meeting and develop an IEP and a matrix of services within 30 days after receipt of the parent's request in accordance with State Board of Education rules.

- Clarify that a school district may change a matrix of services only if the change is a result of an IEP reevaluation or to correct a technical, typographical or calculation error.
- Require the department to maintain on its website a list of approved providers as required in s. 1002.66, F.S., including eligible postsecondary educational institutions and eligible private schools and organizations, and may identify or provide links to lists of other approved providers.
- Require that the information provided in an SFO quarterly report must include:
 - The demographics of program participants;
 - The disability category of program participants;
 - The matrix level of services, if known;
 - The program award amount per student; and
 - The total expenditures for the program.
- Require the department to crosscheck the list of students participating in the program with Voluntary Prekindergarten Education Program enrollment lists, and the list of students participating in other school choice scholarship programs before each scholarship award is provided to the organization, and subsequently throughout the school year, to confirm program eligibility. Nevertheless, scholarship payments must be made immediately upon request for parents that have filed final verification documents or for approved 3-4 year olds.
- Authorize the department to determine the length of and conditions for lifting any suspension or revocation.
- Authorize the department to withhold or recover unexpended program funds to recover unauthorized expenditures.
- Clarify that suspension from a state or federal program or failure to reimburse government funds improperly received or retained by a person or entity may be considered by the Commissioner in suspension or revocation decisions.
- Clarify that, to receive and expend program funds, parents must annually submit a sworn statement. The sworn statement requires the parent to affirm:
 - The student is in a program that satisfies mandatory attendance requirements;
 - Funds are used only to serve educational needs;
 - The student remains in good standing with provider or school; and
 - The parent is responsible for student's education, by:
 - Requiring student to take annual assessment, if appropriate, or;

- Providing an annual evaluation, in accordance with s. 1002.41(1)(c), F.S.
- Remove the requirement for program students not participating in a home education program to maintain a portfolio of records.
- Require parents to notify the school district if the student is participating in the Gardiner Scholarship program and enrolling the student in home education.
- Prohibit a parent from transferring any prepaid college plan or college saving plan funds to another beneficiary while the plan contains program funds.
- Provide that SFOs would review applications and award scholarship funds to approved applicants using the following priorities (in order):
 - Renewing students from the previous school year;
 - Students retained on the previous school year's wait list;
 - Newly approved applicants; and
 - Late-filed applicants.
- Require SFOs to create and maintain wait lists.
- Require that, for each account, the SFO must maintain a record of accrued interest that is retained in the student's account and available only for authorized program expenditures.
- Establish procedures for return of funds by the SFO to the state upon closing of an account.
- Require the SFO to notify the parent about the availability of, and the requirements associated with, requesting an initial IEP or IEP reevaluation every three years for each student participating in the program.
- Require the release of 100 percent of appropriated funds to the department in the first quarter of the fiscal year.
- Require the department to release funds to the SFO to be deposited into the student's account for an approved 3 or 4 year old student or when a parent has filed a final verification document with SFO.
- Provide that students determined to be eligible by:
 - September 1 shall receive 100 percent of the total awarded funds;
 - November 1 shall receive 75 percent of the total awarded funds;
 - February 1 shall receive 50 percent of the total awarded funds; and
 - April 1 shall receive 25 percent of the total awarded funds.

- Prohibit a reduction of a student’s scholarship award for debit card or electronic payment fees.
- Allow SFOs to receive funds for administrative purposes. The administrative funds can be no more than three percent of each scholarship amount. To request and receive administrative funds:
 - The SFO must have operated as a nonprofit organization for at least the prior three years;
 - There can be no findings of material weakness or material noncompliance in most recent audit;
 - The funds must be used for reasonable and necessary expenses; and
 - The funds may not be used for lobbying or political activity.
- Change the Auditor General requirement to an operational audit only for the SFOs, instead of the financial and operational audits that are currently required.

Section 6.

Amends s. 1002.395, F.S., Florida Tax Credit Scholarship Program, to:

- Prohibit SFOs from charging an application fee for participation in the Florida Tax Credit program.
- Require the Auditor General to provide the commissioner with a copy of required annual operational audit within 10 days of completion.
- Require net eligible funds in excess of 25 percent allowed and any remaining funds held by an SFO no longer participating to be transferred to other SFOs to provide scholarships.
- Require that the surety bond or letter of credit submitted for initial and renewal applications must specify that any claim against the bond or letter of credit may be made only by an eligible nonprofit scholarship-funding organization to provide scholarships to and on behalf of students who would have had scholarships funded if it were not for the diversion of funds giving rise to the claim against the bond or letter of credit.

General Implementation Timeline:

July 1, 2016	This act shall take effect
June 30 of each year	Incentive payments must be made to qualified school districts and charter school governing boards or funds revert.
September 1 of each year	Deadline for school districts and charter school governing boards to certify to the commissioner that they have implemented a qualifying standard student attire policy.

HB 701 Art in the Capitol Competition
(CH. 2016-87, Laws of Florida)

Bill Sponsor: Representative Lee

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

This bill creates the annual Art in the Capitol Competition for students in grades 6-8, providing winners the opportunity to have their artwork displayed in the Florida Capitol during the regular legislative session.

Section 1.

Creates a new section of law to:

- Establish the Art in the Capitol Competition, a statewide visual arts competition for students in grades 6 through 8, to be administered by the Department of Management Services (DMS) and the Department of Education (FDOE).
- Require each school district to annually hold such a competition for all public, private, and home education students, with submissions judged by a selection committee consisting of art teachers whose students have not submitted artwork for consideration.
- Require submissions to comply with copyright laws; be two dimensional; be no larger than 28 inches wide by 28 inches long by 4 inches thick; weigh less than 15 pounds; and be original in concept, design, and execution.
- Require submissions to include the student's name, grade, and school of enrollment and the city in which the school is located.
- Require that each winning submission be provided to the legislator of the legislative district in which the student resides no later than 60 days before the start of each regular legislative session. The legislator shall provide the winning submission to DMS.
- Require DMS to collect the winning submissions and arrange to have them displayed in the Capitol Building during the regular legislative session.
- Require the legislator to return the winning submission to the student upon adjournment of the legislative session.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



**HB 719 Education Personnel
(CH. 2016-58, Laws of Florida)**

Bill Sponsor: Representative Spano

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

Executive Summary:

The bill revises several provisions related to the Education Practices Commission (EPC). In addition, the bill eliminates the expiration date for the educator liability insurance program. Finally, the bill deletes obsolete State Board of Education (SBE) rulemaking authority and promotes effective school leadership by providing standards for approval of school leader preparation programs.

Section 1.

Amends s. 39.201, F.S., Mandatory reports of child abuse, abandonment, or neglect; mandatory reports of death; central abuse hotline, to:

- Allow information in the Department of Children and Families central abuse hotline to be used by the Florida Department of Education (FDOE) for purposes of educator certification discipline and review.

Section 2.

Amends s. 39.202, F.S., Confidentiality of reports and records in cases of child abuse or neglect, to:

- Add FDOE staff members who are responsible for the investigation or prosecution of educator misconduct to have access to records related to child abuse or neglect as received by the Department of Children and Families, excluding the name of the reporter.

Section 3.

Amends s. 1012.05, F.S., Teacher recruitment and retention, to:

- Specify that the FDOE, in cooperation with school districts, may sponsor a centrally located job fair for potential in-state and out-of-state educators.



- Authorize FDOE to coordinate a best practice community to ensure school district personnel responsible for teacher recruitment and other human resources functions are operating with current knowledge.

Section 4.

Amends s. 1012.2315, F.S., Assignment of teachers, to:

- Remove SBE rulemaking authority, as teacher assignment is a school district function.

Section 5.

Amends s. 1012.39, F.S., Employment of substitute teachers, teachers of adult education, non-degreed teachers of career education, and career specialists; students performing clinical field experience, to:

- Require school districts to provide electronic or written notification of availability of educator liability insurance under s. 1012.75, F.S., to students enrolled in state-approved teacher preparation programs performing clinical field experiences under an employed, certified educator.
- Specify that neither a school district nor postsecondary educational institution can require a student to purchase the liability insurance while participating in the clinical field experiences.

Section 6.

Creates s. 1012.562, F.S., Public accountability and state approval of school leader preparation programs, to:

- Establish a system for public accountability and state approval of school leader preparation programs.
- Institute two types of school leader preparation programs leading to state certification: Level I programs offered by postsecondary institutions and school districts and Level II programs offered by school districts.
- Establish an initial and continued program approval process for school leader preparation programs effective for five years.
- Require each training program to be competency-based and aligned to the principal leadership standards adopted by the SBE.
- Require each Level I training program to include: a partnership with at least one school district if approval is sought by a postsecondary institution, program admission requirements that include a candidate's instructional expertise and leadership potential and alignment with district personnel evaluations s. 1012.34, F.S.
- Require each Level I training program to submit an institutional program evaluation plan that includes evidence that the program continues to meet the requirements for initial approval, as well as:
 - Rate of program completers placed in school leadership positions in public schools;
 - Results from personnel evaluations;
 - Passage rate on the Florida Educational Leadership Examination;
 - Impact program completers have on student learning;

- Strategies for continuous improvement and involving program completers, other school personnel, community agencies and business representatives in the program evaluation process; and
- Other data institution or school district provides.
- Require each Level I training program provide additional training to a program completer employed in a Florida public school during the two-year period immediately following completion of the program or following initial certification as a school leader, whichever occurs first, to be based upon that candidate earning an evaluation result other than effective or highly effective on the school district's evaluation if the training is requested by the employer.
- Require each Level II training program to only admit candidates who hold certification in educational leadership, earned an effective or highly effective rating on the district personnel evaluation, and satisfactorily performed instructional leadership responsibilities as measured by the evaluation system under s. 1012.34, F.S.
- Require each Level II training program to use a competency-based and job-embedded approach aligned to:
 - The principal leadership standards, the personnel evaluation system and the William Cecil Golden Professional Development System for School Leaders under s.1012.986, F.S.;
 - Provide individualized instruction based on self-assessment, selection and appraisal instrument data; and
 - Conduct program evaluations and implement program improvements based upon input from program completers and employers satisfaction with the effectiveness of the program.
- Require each Level II program gather and monitor data including:
 - Rate of program completers placed in school leadership positions in public schools;
 - Results from personnel evaluations;
 - Impact program completers have on student learning;
 - Strategies for continuous improvement and involving program completers, other school personnel, community agencies and business representatives in the program evaluation process; and
 - Other data school district provides.
- Require the SBE to adopt rules to administer this section.

Section 7.

Amends s. 1012.75, F.S., Liability of teacher or principal; excessive force, to:

- Require annual notification of liability insurance to specified personnel.
- Require each school district to certify to the department annually that the notification of liability insurance has been provided to specified personnel.
- Repeal the scheduled expiration of the educator liability insurance program.

Section 8.

Amends s. 1012.79, F.S., Education Practices Commission; organization, to:

- Maintain the same number of standing members, yet alter the membership structure of the EPC as follows:
 - Increase teacher members from eight to ten;
 - Decrease law enforcement members from five to four;
 - Decrease parent members from five to four;
 - Expand administrator member category to include virtual school administrators;
 - Expand school board member category to include a member of a charter school governing board, former superintendent, assistant superintendent or deputy superintendent.
- Create a category of emeritus members who may serve up to five, one-year terms, and specify that they are voting members at discipline hearings and consulting, non-voting members during business meetings.
 - Gives authority to the Commissioner of Education, upon request or recommendation from the EPC, to appoint up to five emeritus members.
- Require all members, standing or emeritus, to be residents of the state.

Section 9.

Amends s. 1012.796, F.S., Complaints against teachers and administrators; procedure; penalties, to:

- Provide authority for the commissioner of education to issue a letter of guidance to educators who are issued a finding of no probable cause after having been investigated for alleged violations of Florida Statute or the principles of professional conduct of the education profession in Florida.

Section 10. Provides an effective date of July 1, 2016.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



**SB 752 Public Records/Agency Inspector General Personnel
(CH. 2016-XX, Laws of Florida)**

Bill Sponsor: Senator Abruzzo

Effective Date: Upon becoming law

DOE Contact: Matthew Mears, General Counsel, Office of the General Counsel, (850) 245-0442

Executive Summary:

This bill exempts from public inspection and disclosure certain personal identifying information of a current or former employee of an agency's office of inspector general.

Section 1.

Amends s. 119.071, F.S., General exemptions from inspection or copying of public records, to:

- Provide exemption from public record the home address, telephone numbers, dates of birth, and photographs of current or former personnel employed in an agency's office of inspector general or internal audit department whose duties include auditing or investigating waste, fraud, abuse, theft, exploitation or other activities that could lead to criminal prosecution or administrative discipline.
- Provide the same exemption from public record for the children and spouses of such personnel including the names and locations of schools and day care facilities attended.
- Repeal the exemption on October 2, 2021 unless reviewed and saved from repeal through reenactment by the legislature.

Section 2.

Provides a public necessity statement for the exemption of identifying information because their activities can result in the termination of, and criminal sanctions against, other persons.

General Implementation Timeline:

The act takes effect upon becoming law.

October 2, 2021 The act shall be repealed unless reviewed and saved from repeal through reenactment by the legislature.



SB 772 Regulated Service Providers

(CH. 2016-XX, Laws of Florida)

Bill Sponsor: Senator Richter

Effective Date: July 1, 2016, except as expressly provided in the act

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, 850-245-0406

Executive Summary:

The act modifies provisions regarding several licensing and consumer services activities regulated by the Florida Department of Agriculture and Consumer Services (DACS). In addition to safeguarding the public from unsafe or defective products and deceptive business practices, DACS regulates specific business activities, including commercial weight loss practices, telephone solicitations, pawnshop commerce, health studio commerce, travel sales and telemarketing. The Division of Licensing within the DACS is responsible for investigating and issuing licenses to conduct private security, private investigative and recovery services pursuant to chapter 493, F.S. The Division of Licensing also issues concealed weapon or firearm licenses pursuant to s. 790.06, F.S.

Provisions in the act modify several areas regulated by the DACS, including, but not limited to:

- Implementing license fee waivers for honorably discharged veterans, their spouses, and their businesses.
- Exempting personal trainers from the DACS oversight.
- Deregulating certain tour guide and sightseeing services.
- Allowing amusement ride operators to provide their own inspection form and exempting certain rides from inspection requirements.
- Requiring the Florida Department of Law Enforcement to: retain fingerprints submitted for private investigative, private security and repossession service licenses; enter such fingerprints into the statewide automated biometric identification system and the Federal Bureau of Investigation's national print arrest notification program; and report arrest record information to the DACS.
- Streamlining renewal of concealed weapon or firearm licenses by allowing a sworn statement, rather than a notarized affidavit, of a licensee's continued eligibility for licensure.
- Allowing qualified tax collectors to print and deliver renewal concealed weapon or firearm licenses, and reducing application fees for concealed weapon or firearm licenses.

Sections 27 and 29 of the bill contain provisions relating to student tour operators that impact public school education and the Florida Department of Education (FDOE).

Section 27.

Amends s. 559.927, F.S., Definitions, to:

- Revise several definitions related to sellers of travel, tour guides and vacation certificates, to define “student tour operator” as any resident or nonresident person, firm, corporation or business entity that offers, directly or indirectly, prearranged travel or tourist-related services for groups within the educational community, school districts, educators, and students and their families in exchange for a fee, a commission or any other valuable consideration.

Section 29.

Creates s. 559.9281, F.S., Student tour operators, to:

- Require the DACS to establish standards and processes for approval of student tour operators to serve students in all primary and secondary school districts within the state.
- Require that, at a minimum, a student tour operator be registered and approved by the DACS as a seller of travel under s. 559.928, F.S., maintain security requirements provided under s. 559.929, F.S., and be current on all state and local business taxes.
- Require the DACS to maintain and annually update a list of approved student tour operators and provide a current version of the list to the FDOE.
- Require the FDOE to publish and maintain a current version of the list of approved student tour operators in a prominent location on its website.

General Implementation Timeline:

July 1, 2016

The act shall take effect except as otherwise expressly provided for in specific sections of the act.



HB 783 Unclaimed Property
(CH. 2016-90, Laws of Florida)

Bill Sponsor: Representative Trumbull

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

The bill amends ch. 717, F.S., the Florida Disposition of Unclaimed Property Act. Unclaimed property consists of any funds or other property, including insurance proceeds, that remain unclaimed by the owner for a certain period of time. Holders of unclaimed property must exercise due diligence to locate owners and return said property to the rightful owners. If a property owner cannot be located, the holder must report and remit the unclaimed property to the Department of Financial Services (DFS) Bureau of Unclaimed Property.

House Bill 783 makes a number of changes to ch. 717, F.S., including the changes in Section 2 that have an impact on funding for public education in Florida.

Section 2.

Amends s. 717.117, F.S., Report of unclaimed property, to:

- Provide if unclaimed property is owned by the campaign account of a candidate for public office, following a report of the property to the DFS, the property shall become the property of the state and the proceeds of the property shall be deposited into the State School Fund.

General Implementation Timeline:

July 1, 2016

The act shall take effect.



**HB 793 Florida Bright Futures Scholarship Program
(CH. 2016-91, Laws of Florida)**

Bill Sponsor: Representative O'Toole

Effective Date: Upon becoming law

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

Executive Summary:

The bill modifies the initial eligibility period for the Florida Bright Futures Scholarship Program for students who are unable to accept an award due to full-time religious or service obligations lasting at least 18 months. Eliminates references to outdated test score requirements for the Florida Academic and Florida Medallion Scholars awards and removes the higher test score requirement for home education students whose parents cannot document a college-preparatory curriculum. Modifies student community service work requirements for the Florida Bright Futures Scholarship Program awards and expands the definition of what constitutes community service. Creates the Florida Gold Seal CAPE* Scholars award, an additional pathway for a student to receive a vocational scholarship under the Florida Bright Futures Scholarship Program. Provides an appropriation of \$66,468 in recurring funds from the Educational Enhancement Trust Fund for Fiscal Year 2016-17 to implement amendments.

Section 1.

Amends s.1009.531, F.S., Florida Bright Futures Scholarship Program; student eligibility requirements for initial awards, to:

- Allow a student who has full-time religious or service obligation lasting at least 18 months, to begin the two-year eligibility period for an initial award and the five-year period for a renewal award upon completion of the obligation.
- Require the organization sponsoring the obligation to meet requirements for nonprofit status or be a federal government service organization.
- Require documentation in writing and to be verified by the organization on a form prescribed by the Florida Department of Education (FDOE).
- Eliminate obsolete language related to test score requirements.
- Eliminate a higher test score requirement for home-educated students.

Section 2.

Amends s. 1009.532, F.S., Florida Bright Futures Scholarship Program; student eligibility requirements for renewal awards, to:

- Provide awards to eligible Florida Gold Seal CAPE* recipients to complete a Bachelor of Science degree or Bachelor of Applied Science degree.

Section 3.

Amends s. 1009.534, F.S., Florida Academic Scholars award, to:

- Clarify community service as volunteer service work for the Florida Academic Scholars award and expand volunteer work areas to include business or governmental internship or activities on behalf of a candidate for public office.
- Clarify that students may not receive remuneration or academic credit for the volunteer service work performed.
- Establish accountability requirements that include documentation in writing by the student, the student's parent and a representative of the organization for which the student volunteered.

Section 4.

Amends s. 1009.535, F.S., Florida Medallion Scholars award, to:

- Clarify community service as volunteer service work for the Florida Medallion Scholars award and expand volunteer work areas to include business or governmental internship or activities on behalf of a candidate for public office.
- Clarify that students may not receive remuneration or academic credit for the volunteer service work performed.
- Establish accountability requirements that include documentation in writing by the student, the student's parent and a representative of the organization for which the student volunteered.

Section 5.

Amends s. 1009.536, F.S., Florida Gold Seal Vocational Scholars award, to:

- Clarify community service as volunteer service work for the Florida Gold Seal Vocational Scholars award and expand volunteer work areas to include business or governmental internship or activities on behalf of a candidate for public office.
- Clarify that students may not receive remuneration or academic credit for the volunteer service work performed.
- Establish accountability requirements that include documentation in writing by the student, the student's parent and a representative of the organization for which the student volunteered.
- Create the Florida Gold Seal CAPE* Scholars award as an alternative to the current Florida Gold Seal Vocational Scholars award. High school students graduating in 2016-17 are eligible for a Florida Gold Seal CAPE* Scholars award if they earn five postsecondary credit hours through CAPE* industry certifications and complete at least 30 hours of volunteer service work.



- Students initially eligible in the 2017-18 academic year may receive an award for specific applied technology diplomas, technical degree programs or career certificate programs.
- Provide expanded funding to CAPE* scholars for an eligible Bachelor of Science degree or Bachelor of Applied Science degree upon completion of an eligible technical degree.

Section 6.

Provides an appropriation of \$66,468 in recurring funds from the Educational Enhancement Trust Fund for the purpose of implementing the amendments to s. 1009.531, F.S.

Section 7. Provides for the act to take effect upon becoming a law.

General Implementation Timeline:

Upon becoming law	Upon the Governor's signature, all communications to school districts regarding amendments to the Florida Bright Futures Scholarship will be sent via electronic mail and posted on the department's Office of Student Financial Assistance website.
August 2016	All updates to the State Student Financial Aid Database relating to 2015-16 eligibility will be completed.
August 2017	All updates to the State Student Financial Aid Database relating to 2016-17 eligibility will be completed.



**HB 799 Out-of-State Fee Waivers for Active Duty Service Members
(CH. 2016-136, Laws of Florida)**

Bill Sponsor: Representatives Avila

Effective Date: July 1, 2016

DOE Contact: Madeline Pumariega, Chancellor, Division of Florida Colleges, (850) 245-9449

Executive Summary:

Florida law provides for several tuition and fee waivers for veterans residing in the state while enrolled in a state university, Florida College System (FCS) institution, career center, or charter technical career center. The bill creates an out-of-state fee waiver for an active duty member of the United States Armed Forces residing or stationed outside of the state at the time of enrollment at a state university, FCS institution, career center, or charter technical career center. The bill requires the Board of Governors (BOG) or State Board of Education (SBE) to report the number and value of all fee waivers granted and authorizes the BOG and SBE to adopt regulations and rules to administer this fee waiver.

Section 1.

Amends s.1009.26, F.S., Fee Waivers, to:

- Create an out-of-state fee waiver for an active duty member of the Armed Forces of the United States residing or stationed outside of the state and prohibits these individuals from being charged tuition and fees higher than those charged to resident students. The bill requires each state university, FCS institution, career center, and charter technical career center to report the number and value of all fee waivers granted to the BOG or SBE, as appropriate.
- Authorize the BOG and the SBE to adopt regulations and rules to administer this fee waiver.

Section 2.

Provides an effective date of July 1, 2016.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



**HB 837 Education Programs for Individuals with Disabilities
(CH. 2016-137, Laws of Florida)**

Bill Sponsor: Representative Bileca

Effective Date: July 1, 2016

DOE Contact: Adam Miller, Executive Director, Office of Independent Education and Parental Choice,
(850) 245-0502

Executive Summary:

The bill makes several changes to the John McKay Scholarship program including allowing foster children to be exempt from certain eligibility requirements and it establishes the transition to work program for students aged 17 to 22. In addition, the bill clarifies that McKay Scholarship payments are not subject to the 1.0 full time equivalent (FTE) cap so that scholarship payments are not reduced when McKay recipients take virtual courses. Finally, the bill makes changes to Home Education program as it relates to dual enrollment agreements and ESE related services provided by the district.

Section 1.

Amends s. 1002.39, F.S., The John M. McKay Scholarships for Students with Disabilities Program, to:

- Allow foster children to qualify for the McKay scholarship without meeting the prior year of attendance requirement in a Florida public school.
- Exempt McKay scholarship students from meeting the requirement of having regular and direct contact with a teacher at the private school while they are enrolled in and participating in the transition-to-work program.
- Establish the transition-to-work program for students aged 17 to 22 who have not completed high school. The program is to include academic instruction, work skills training, and work experience.
- Require that In order to participate in the transition-to-work program private schools must:
 - Develop a plan that includes course descriptions and student goals;
 - Submit the program plan to the Office of Independent Education and Parental Choice, within the Department of Education (FDOE);
 - Develop personalized plans for each student to be signed by the parent, student, and principal and submitted to the FDOE upon request;
 - Provide liability forms to be signed by the parent, student, and representative of the business at which the student works;

- Provide for a case manager to observe and provide guidance for the student at the job site on a weekly basis;
- Provide a quarterly report of student progress to both the parent and student; and
- Maintain accurate attendance and performance records.
- Require that students enrolled in the transition-to-work program must:
 - Receive 15 instructional hours at the private school to include academic and work training; and
 - Participate in 10 hours of volunteer or paid work experience.
- Businesses participating in the transition-to-work program are required to maintain attendance and performance records and provide them to the private school as well as comply with all state and federal child labor laws.
- Clarify that the McKay scholarship is not subject to recalibration, thereby allowing McKay scholarship students to take up to two courses through Florida Virtual School (FLVS) without being subject to a proportional reduction to their scholarship.

Section 2.

Amends s. 1002.41, F.S., Home education programs, to:

- Require diagnostic and resource centers to provide testing and evaluation services for home education students to include students with disabilities.
- Clarify that school districts have the option to provide ESE-related services to home education students who enroll in a public school for the purpose of receiving such services. The district would be required to report each student as a full-time equivalent (FTE) student in a manner described by the FDOE with funding provided through the Florida Education Finance Program (FEFP).

Section 3.

Amends s. 1004.935, F.S., Adults with Disabilities Workforce Education, to:

- Establish the Adults with Disabilities Workforce Education program as a permanent program.

Section 4.

Amends s. 1007.271, F.S., Dual enrollment program, to:

- Clarify that home education students participating in dual enrollment courses includes students with disabilities.
- Specify that home education students participating in dual enrollment courses are responsible for their own course materials and transportation unless provided for in the articulation agreement.



- Require that eligible postsecondary institutions must annually submit to the department by August 1 the home education articulation agreement.
- Require that home education and private school dual enrollment articulation agreements be submitted to the FDOE's electronic submission system.
- Clarify the parameters of a dual enrollment program for private school students.
- Require that In order to participate in a dual enrollment program an eligible private school student must:
 - Provide proof of enrollment in a private school;
 - Be responsible for instructional materials and transportation unless otherwise accounted for in the articulation agreement; and
 - Sign a private school articulation agreement.
- Require eligible postsecondary institutions to enter into an articulation agreement with private schools in their geographic service area.
- Require dual enrollment articulation agreements with private schools be submitted to the FDOE by August 1.
- Require that the private school articulation agreement must include:
 - A delineation of courses and programs available to private school students;
 - Eligibility requirements for private school student participation;
 - The student's responsibility to provide their own instructional materials and transportation;
 - A provision to award high school credit for courses;
 - A provision exempting private school students from paying tuition and fees to either the postsecondary institution or the private school; and
 - A provision to establish the private school's requirement to pay tuition on behalf of private school students taking dual enrollment courses.
- Require eligible postsecondary institutions participating in dual enrollment to provide services and resources for students with disabilities as part of the articulation agreement and provide information regarding those services and resources to the Florida Center for Students with Unique Abilities.
- Require the department to provide the website link to the Florida Center for Students with Unique Abilities which contains all articulation agreements specific to students with disabilities.



- Requires the Florida Center for Students with Unique Abilities to provide information on dual enrollment articulation agreements and opportunities for meaningful campus experiences through dual enrollment to students with disabilities and their parents.

Section 5.

Amends s. 1011.61, F.S., Definitions, to:

- Clarify that students participating in the McKay Scholarship would not be subject to a maximum FTE. This would eliminate the proration of scholarship payments due to enrollment in courses through FLVS.

Section 6.

Provides an effective date of July 1, 2016 unless otherwise expressly provided in the act.

General Implementation Timeline:

July 1, 2016 The act becomes effective.

HB 1033 Information Technology Security
(CH. 2016-138, Laws of Florida)

Bill Sponsor: Representative Artiles

Effective Date: July 1, 2016

DOE Contact: Andre Smith, Deputy Commissioner, Division of Technology and Innovation, (850) 245-9101

Executive Summary:

The bill requires cybersecurity to be addressed in the standards and processes for information technology (IT) security established by the Agency for State Technology (AST) and provides that the AST is responsible for adopting rules that mitigate risks. Additionally, it requires the AST to develop and publish guidelines and processes for an IT security framework that includes establishing agency computer security incident response teams and establishing an IT security incident reporting process for notifying the AST and the Department of Law Enforcement (FDLE) of IT security incidents. In addition, the bill requires the AST, in collaboration with the Cybercrime Office of FDLE, to provide training annually for state agency information security managers and computer security incident response team members. It also requires each state agency head to establish an agency computer security incident response team to respond to an IT security incident and to conduct IT security and cybersecurity awareness training for new employees within their first 30 days of employment. Finally, the bill requires one of the Governor's appointments to the Technology Advisory Council established within the AST to be a cybersecurity expert.

Section 2.

Amends s. 282.318, F.S., Information Technology Security, to:

- Require the AST in conjunction with the Cybercrime Office of the Florida Department of Law Enforcement, to develop and publish for use by state agencies an information technology security framework that includes guidelines and processes for:
 - Completing comprehensive risk assessments and information technology security audits, which may be completed by a private vendor, and submitting completed assessments and audits to the AST;
 - Establishing agency computer security incident response teams and describing their responsibilities for responding to information technology security incidents, including breaches of personal information containing confidential or exempt data;
 - Establishing an information technology security incident reporting process that includes procedures and tiered reporting timeframes for notifying the AST and the FDLE of

information technology security incidents. The tiered reporting timeframes shall be based upon the level of severity of the information technology security incidents being reported; and

- Incorporating information obtained through detection and response activities into the agency's information technology security incident response plans.
- Require the agency to, in consultation with the AST and the Cybercrime Office of the FDLE, establish and agency computer security incident response team to respond to an information technology security incident. The agency computer security incident response team shall convene upon notification of an information technology security incident and must comply with all applicable guidelines and processes established pursuant to paragraph (3)(b).
- Require the agency to conduct, and update every 3 years, a comprehensive risk assessment, which may be completed by a private sector vendor, to determine the security threats to the data, information, and information technology resources, including mobile devices and print environments, of the agency.

General Implementation Timeline:

July 1, 2016	This act shall take effect.
August 30, 2016, or 60 days after the release of AST security framework	The Department's ISM will provide training to the Department's Computer Security Incident Response Team (CSIRT) reflective of any changes made by AST.
October 2017	Once AST releases the Risk Assessment Tool, the Department will move forward with completing it. it.



HB 1075 State Areas
(CH. 2016-233, Laws of Florida)

Bill Sponsor: Representatives Caldwell

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

The bill addresses issues and revises provisions relating to the acquisition, use, management and disposal of state-owned conservation, nonconservation, recreational and submerged lands. In addition to consolidating the state's land acquisition procedures into a single chapter of law (chapter 253, F.S.), the bill changes how the state buys and manages land.

Section 9 of the bill includes several provisions related to state-owned land that have an impact on public education. By a March 3, 1845, act of Congress, the state of Florida was granted the sixteenth section in every township for the use of its inhabitants to support public schools. As required by s. 1010.71(1)(a), F.S., proceeds from the sale of "section 16 lands" must be paid to the State School Fund for the support and maintenance of free public schools. Provisions in the bill that could affect revenues from the sale or lease of these lands include the following:

- Subsection 253.0341(4), F.S., now requires that, at least every 10 years, the managers of state lands leased from the Board of Trustees (BOT) will be required to evaluate and indicate to the BOT whether or not those lands are being used for the purpose for which they were originally leased.
- Subsection 253.0341(7), F.S., now provides that, before a facility or parcel can be offered for lease to a local unit of government (such as a school district) or to a Florida College System institution, it must first be offered for lease to state agencies.

The bill provides an appropriation of \$1,766,568 from the General Revenue Fund to implement specific provisions.

General Implementation Timeline:

July 1, 2016

The act shall take effect.



**HB 1147 Character-Development Instruction
(CH. 2016-141, Laws of Florida)**

Bill Sponsor: Representative Latvala

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

This bill provides specificity on what the character-development curriculum for grades 9-12 must include.

Section 1.

Amends s. 1003.42, F.S., Required instruction, to:

- Require the character-development curriculum for grades 9-12 to include, at a minimum;
 - Instruction on developing leadership skills, interpersonal skills, organization skills and research skills;
 - Creating of a resume;
 - Developing and practicing skills necessary for employment interviews;
 - Conflict resolution, workplace ethics, and workplace law;
 - Managing stress and expectations; and
 - Developing personal skills in resiliency and self-motivation.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



**HB 1157 Postsecondary Education for Veterans
(CH. 2016-142, Laws of Florida)**

Bill Sponsor: Representative Raburn

Effective Date: July 1, 2016

DOE Contact: Madeline Pumariega, Chancellor, Division of Florida Colleges, (850) 245-0407

Executive Summary:

Florida law allows eligible members of the United State Armed Forces to earn college credit at public postsecondary institutions for college-level training and education acquired in the military. The bill expands this benefit to include veterans.

The bill requires the Department of Education to include the Excelsior College subject examination, Defense Activity for Non-Traditional Education Support (DANTES) subject standardized test, and Defense Language Proficiency Test (DLPT) on to list of acceleration mechanisms for which credit may be awarded.

The bill modifies an existing tuition waiver qualification requirement for eligible recipients of a Purple Heart, or superior combat decoration. The bill expands the tuition waiver to include any eligible recipient of a Purple Heart, or superior combat decoration, enrolled in an eligible postsecondary institution who currently is a Florida resident, or was a Florida resident at the time of the military action that resulted in the awarding of the Purple Heart or other superior combat decoration. The bill also requires the Department of Education to include successful completion of a United State Defense Language Institute Foreign Language Center program or passing score on the Defense Language Proficiency Test (DLPT) to the documentation an individual may provide to demonstrate mastery of subject area knowledge for purposes of meeting teacher certification requirements.

Section 1.

Amends s.1004.096, F.S. College Credit for military training and education courses, to:

- Clarify that both active duty and veterans are able to earn academic college credit for college-level training and education acquired in the military.

Section 2.

Amends s. 1007.27, F.S. Articulated acceleration mechanisms, to:

- Add specific subject examinations to be used for the demonstration of subject area knowledge.
The additional examinations are:

- Excelsior College subject examination, Defense Activity for Non-Traditional Education Support (DANTES) subject standardized test, and Defense Language Proficiency Test (DLPT).

Section 3.

Amends s. 1009.26, F.S. Fee waivers, to

- Modify tuition waiver eligibility requirements for Purple Heart recipients.
 - The change will allow for either current residents, or residents at the time of the award of the Purple Heart are both eligible.

Section 4.

Amends s. 1012.56, F.S. Educator certification requirements, to

- Provide additional means by which an individual can verify subject area mastery in a world language in order to obtain a Florida Educator's Certificate. The additional means are:
 - Documentation of successful completion of a United States Defense Language Institute Foreign Language Center program;
 - Documentation of a passing score on the Defense Language Proficiency Test (DLPT).

Section 5.

Provides for an effective date of July 1, 2016.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



**HB 1219 Veterans' Employment
(CH. 2016-102, Laws of Florida)**

Bill Sponsor: Representative Raburn

Effective Date: October 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

The bill revises the section of Florida law governing veterans' preference in appointment and retention to require each state agency, and authorize other political subdivisions of the state, to develop and implement a veterans' recruitment plan for ensuring the full use of veterans in the agency's workforce. The bill also requires the Florida Department of Management Services (DMS) to annually collect specific data to be included in the agency's annual workforce report and published on its website.

Section 1.

Amends s. 295.07, F.S., Preference in appointment and retention, to:

- Require each state agency, and allow each political subdivision of the state, to develop and implement a written veterans' recruitment plan.
- Provide that each plan is to establish annual goals for ensuring the full use of veterans in the agency's or subdivision's workforce and be designed to meet the established goals.
- Require the DMS to collect the following statistical data for each state agency:
 - Number of persons who claim veterans' preference as authorized in s. 295.07 (1), F.S.;
 - Number of persons who were hired through veterans' preference; and
 - Number of persons who were hired as a result of the veterans' recruitment plan.
- Require the DMS to annually update the statistical data on its website and include the statistics in its annual workforce report.

Section 2.

Provides an effective date of October 1, 2016.

General Implementation Timeline:

October 1, 2016 The act becomes effective.

HB 1305 Emergency Allergy Treatment in Schools
(CH. 2016-235, Laws of Florida)

Bill Sponsor: Representative Eagle

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

This bill allows public and private schools to obtain a supply of epinephrine auto-injectors through various means to be kept in a secure location in the event a student has an anaphylactic reaction.

Section 1.

Amends s. 381.88, F.S., Emergency allergy treatment, to:

- Add s. 1002.42(17)(b), F.S., Private schools, as an “authorized entity” regarding the provisions of s. 381.885(4)-(5), F.S., Epinephrine auto-injectors; emergency administration.

Section 2.

Amends s. 1002.20, F.S., K-12 student and parent rights, to:

- Allow public schools to purchase a supply of epinephrine auto-injectors from a wholesale distributor or enter into an arrangement with a wholesale distributor or manufacturer for auto-injectors at fair-market, free, or reduced prices for use in the event a student has an anaphylactic reaction.
- Removes the requirement for the auto-injectors to be locked away, although they must be in a secure location.

Section 3.

Amends s. 1002.42, F.S., Private schools, to:

- Allow private schools to purchase a supply of epinephrine auto-injectors from a wholesale distributor or enter into an arrangement with a wholesale distributor or manufacturer for auto-injectors at fair-market, free, or reduced prices for use in the event a student has an anaphylactic reaction.
- Removes the requirement for the auto-injectors to be locked away, although they must be in a secure location.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



HB 1365 Competency-Based Education Pilot Program
(CH. 2016-149, Laws of Florida)

Bill Sponsor: Representative R. Rodrigues

Effective Date: July 1, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

This bill authorizes the competency-based education pilot program for five years in five school districts. The districts that participate may receive a waiver(s) allowing students to advance to higher levels of learning upon mastery of concepts and skills rather than awarding of credits.

Section 1.

Creates s. 1003.4996, F.S., Competency-Based Education Pilot Program, to:

- Establish a pilot program for five years beginning with the 2016-2017 school year. The purpose is to provide an educational environment that allows students to advance to higher levels of learning upon mastery of concepts and skills rather than awarding of credits.
- Allow the P.K. Yonge Developmental Research School and the Lake, Palm Beach, Pinellas, and Seminole County School Districts to submit an application in a format prescribed by the Department of Education (FDOE) to participate in the pilot program.
- Require the application to include, at a minimum:
 - The vision and timelines for the implementation of competency-based education within the school district, including:
 - A list of the schools that will participate in the pilot program during the first school year; and
 - A list of schools that will be integrated into the program in subsequent school years.
 - The annual goals and performance outcomes for participating schools, including, but not limited to:
 - Student performance as defined in s. 1008.34, F.S., School grading system; school report cards; district grade;
 - Promotion and retention rates;
 - Graduation rates; and
 - Indicators of college and career readiness.

- A communication plan for parents and other stakeholders, including local businesses and community members;
 - The scope of and timelines for professional development for school instructional and administrative personnel;
 - A plan for student progression based on the mastery of content, including mechanisms that determine and ensure that a student has satisfied the requirements for grade-level promotion and content mastery;
 - A plan for using technology and digital and blended learning to enhance student achievement and facilitate the competency-based education system;
 - The proposed allocation of resources for the pilot program at the school and district levels.
 - The recruitment and selection of participating schools; and
 - The rules the school district intends to waive to implement the pilot program.
- Allow the State Board of Education (SBE) to authorize the commissioner to grant a waiver of rules relating to student progression and the awarding of credits, in addition to the waivers authorized in s. 1001.10(3), F.S., Commissioner of Education; general powers and duties.
 - Require that students enrolled in a participating school be reported for and generate funding pursuant to s. 1011.62, F.S., Funds for operation of schools.
 - Require the FDOE to:
 - Compile the student and staff schedules of participating school before and after implementation.
 - Provide participating schools with access to statewide, standardized assessments required under s. 1008.22, F.S., Student assessment program for public schools.
 - Annually, by June 1, provide a report summarizing the activities and accomplishments of the pilot program and any recommendations for statutory to the Governor, President of the Senate and Speaker of the House of Representatives.
 - Require the SBE to adopt rules to administer this pilot program.

General Implementation Timeline:

July 1, 2016	The act shall take effect.
June 1, Annually	The FDOE must submit a report to the Governor, President of the Senate and Speaker of the House of Representatives



**HB 5001 2016-17 General Appropriations Act
(CH. 2016-66, Laws of Florida)**

Bill Sponsor: Appropriations Conference Committee

Effective Date: July 1, 2016, except as otherwise provided

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

The act appropriates monies for the annual periods beginning July 1, 2016, and ending June 30, 2017, and is the budget for the state. It authorizes state, federal, and local funding for school districts, state colleges, other education units through the Florida Department of Education (FDOE) and state universities. An educated workforce is important to the economic future of our state, and will be shaped by an ongoing, committed investment in Florida's K-20 students.

A chart is included that displays the 2015-16 and 2016-17 education budget line item detail for both operating and fixed capital outlay budgets.

OPERATING BUDGET

The \$16.0 billion General Revenue, Lottery, and Other Trust Funds appropriated for the Florida K-20 (excludes the Office of Early Learning and the State University System) education system provides operating resources for FDOE to continue providing access to education for all Florida students. The 2016-17 appropriations reflect an increase of \$407.1 million or 2.61 percent over the 2015-16 budget.

Grants and Aids – Special Categories or Grants and Aids – Aid to Local Governments may be advanced quarterly throughout the fiscal year based on projects, grants, contracts, and allocation conference documents.

K-12 EDUCATION

Funds are provided in the Florida Education Finance Program (FEFP) to serve 36,356 additional full-time equivalent (FTE) students in 2016-17 (2,807,962 FTE students are projected to be served). In funding the FEFP, the Florida Legislature authorized state and potential local revenue of \$20.2 billion, an increase of \$458.2 million or 2.33 percent over 2015-16. Potential FEFP funds per student for 2016-17 will be \$7,178.49, an increase of \$71.16 or 1.0 percent over 2015-16 (Line Items 7 and 94).

A summary chart of the components of the FEFP from the official legislative calculation is included.



Base Funding (weighted FTE students [WFTE] X Base Student Allocation [BSA] X District Cost Differential [DCD]) is \$12.6 billion for 2016-17, an increase of \$145.0 million or 1.16 percent over 2015-16. The 2016-17 BSA will be \$4,160.71, an increase of \$6.26 or 0.15 percent over 2015-16.

The program cost factors, when multiplied by the unweighted FTE students, result in the WFTE students for funding. Program cost factors (weights) for 2015-16 and 2016-17 legislated educational programs within the FEFP are as follows:

	<u>2015-16</u>	<u>2016-17</u>
Basic K-3	1.115	1.103
Basic 4-8	1.000	1.000
Basic 9-12	1.005	1.001
Exceptional Student Education Level 4	3.613	3.607
Exceptional Student Education Level 5	5.258	5.376
English for Speakers of Other Languages	1.180	1.194
Career Education (9-12)	1.005	1.001

Total Required Local Effort (RLE) funds for 2016-17 are \$7.6 billion, a decrease of \$724,002. The statewide average RLE millage rate is 4.694 mills, a decrease of 0.29 mills from the 2015-16 rate.

The authorized non-voted discretionary local millage is maintained at 0.748 mills with a compression adjustment to ensure that each district's combined state and local revenue are equal to the statewide average funds per student from the 0.748 mill levy. The estimated cost of the 0.748 mill compression is \$201.9 million. If a district levies between 0.498 and 0.748 millage, the funds are compressed to the statewide average per student for a 0.498 millage levy.

The Juvenile Justice allocation for 2016-17 is \$7.6 million. From these funds, up to \$341 per juvenile justice student may be used for high school equivalency examination fees and to support equipment, specially designed curricula and industry credential testing fees (Line Item 94).

Funding for the Sparsity Supplement is maintained at \$52.8 million for school districts of 24,000 and fewer FTE.

The Exceptional Student Education (ESE) Guaranteed Allocation is increased by \$96.1 million or 10.0 percent for total funds of \$1.1 billion. The ESE Guaranteed Allocation provides funds to deliver educational programs and services for exceptional students. Beginning in 2016-17, each district's ESE Allocation calculation will be recalculated following the October FTE student membership survey.



Safe Schools activities were funded at \$64.5 million. School districts must report to FDOE the amount of funds allocated for each of the nine activities.

The Supplemental Academic Instruction categorical is increased \$61.1 million or 9.41 percent for a total of \$710.0 million. From this amount, \$52.9 million is allocated for the 300 lowest-performing elementary schools, for an additional hour of intensive reading instruction. The additional hour of instruction must be beyond the normal school day for each day of the entire school year and be provided by teachers or reading specialists who are effective in teaching reading or by a K-5 mentoring reading program that is supervised by a teacher who is effective at teaching reading. Participation by students with a level 5 reading assessment score is optional. The 300 lowest-performing elementary schools are determined based on the statewide, standardized English Language Arts assessment and exclude ESE centers. The categorical shall be recalculated once during the fiscal year following an updated designation of the 300 lowest-performing elementary schools and shall be based on actual student membership from the October FTE survey. If the recalculated total allocation is greater than the amount provided in the General Appropriations Act, the allocation shall be prorated to the level of the appropriation, based on each district's share of the total. The FDOE is to provide guidance on the documentation of expenditures for the extended day intensive reading instruction, that are to be reported by each school district for submission by the FDOE to the Florida Legislature and Governor by September 30, 2017. The State Board of Education shall withhold funds from districts that fail to comply with these requirements.

Funding for the Reading categorical is maintained at \$130.0 million with continued authorization to use these funds to provide the additional hour of intensive reading instruction for the 300 lowest-performing elementary schools.

Instructional Materials is increased by \$3.0 million to a total of \$228.8 million. From these funds, school districts will pay for instructional materials for dual enrollment and digital instructional material for students with disabilities. Of the total, \$12.1 million is earmarked for library media materials and \$3.3 million is provided for science lab materials and supplies. The FDOE shall provide a report to the Legislature by March 1, 2017, summarizing district expenditures.

Funding for Student Transportation is increased by \$5.6 million or 1.31 percent for a total of \$435.2 million to safely transport Florida students to and from school.

The amount of \$45.3 million is maintained for the Florida Teachers Classroom Supply Assistance Program. The funds are provided to full-time teachers who are employed by a school district on or before September 1, to purchase classroom materials and supplies.

Funding in the amount of \$12.1 million is provided for a Federally Connected Student Supplement to be calculated to support the education of students connected with federally-owned military installations, National Aeronautics and Space Administration (NASA) property, and Indian lands. The supplement shall be the sum of a student allocation and an exempt property allocation. To participate, districts must be



eligible for federal Impact Aid funding under Section 8003, Title VIII of the Elementary and Secondary Education Act of 1965.

The Virtual Education Contribution component funding is \$16.0 million to guarantee \$5,230 per FTE for students who participate in virtual instruction (Line Item 94).

Total funding provided for year fourteen implementation of the Class Size Constitutional Amendment (ss. 1003.03 and 1011.685, F.S.) is \$3.1 billion, an increase of \$39.6 million over the 2015-16 appropriation. The Commissioner may withhold disbursement of class size reduction funds until a district is in compliance with reporting information required for class size reduction implementation (Line Items 8 and 95).

The School Recognition Program is maintained at \$134.6 million. These funds provide, up to \$100 per student, to individual schools that earn an "A" grade, improve at least one performance grade from the previous year or sustain the previous year's improvement of more than one letter grade with up to \$100 per student. If funds remain after payment to the recognized schools, up to \$5 per unweighted student is allocated to school advisory councils (Line Item 9).

The Digital Classrooms Allocation is increased \$20.0 million or 33.33 percent for total funds of \$80.0 million. These funds support school district and school efforts and strategies to improve outcomes related to student performance by integrating technology in classroom teaching and learning. The minimum district amount is increased from \$250,000 to \$500,000, and the remaining balance shall be allocated based on each district's share of the state's total unweighted student enrollment. Section 1011.62(12), F.S., requires each district to develop a digital classrooms plan and submit it to the FDOE for approval by October 1, 2016. Beginning in 2015-16 year and each year thereafter, each school district board must report its use of funds and student performance outcomes in accordance with the district's digital classrooms plan. The FDOE is to provide a summary of each district's use of funds, student performance outcomes and progress toward meeting statutory requirements to the Florida Legislature by October 1, 2016.

The Declining Enrollment Supplement funding is \$1.3 million, a decrease of \$1.8 million or 57.3 percent under 2015-16. The Declining Enrollment Supplement shall be calculated based on 25 percent of the decline between the prior year and current year unweighted FTE students pursuant to section 1011.62(8), F.S.

The State Funded Discretionary Contribution funding is \$17.3 million, an increase of \$1.7 million or 10.6 percent over 2015-16.

NON-FEFP

An appropriation of \$1.1 million is provided for Instructional Materials, no change in funding over 2015-16 (Line Item 96).

Assistance to Low Performing Schools is funded at \$4.0 million, no change in funding over 2015-16. Funding may be used to contract for the operation of the Florida Partnership for Minority and Underrepresented Student Achievement and to achieve the partnership's mission as provided in s.



1007.35, F.S. Additionally, funds shall be expended for professional development for Advanced Placement classroom teachers (Line Item 97).

A new appropriation of \$6.1 million is provided for the Take Stock in Children program.

Mentoring/Student Assistance funding totals \$15.2 million (Line Item 98). This represents an increase of \$1.6 million or 11.5 percent over 2015-16. The majority of the increase is accounted for as follows:

Big Brother Big Sisters – an increase of \$1.5 million, or 67.2 percent

Boys and Girls Club – an increase of \$2.6 million, or 102.3 percent

Prodigy – Newly funded at \$4.6 million

College Reach Out Program funding totals \$1 million, no change in funding over 2015-16, (Line Item 99).

An appropriation of \$2.7 million is provided for the six university-based Florida Diagnostic and Learning Resources Centers. There is no change in funding over 2015-16 (Line Item 100).

The New World School of the Arts is appropriated \$650,000, no change in funding over 2015-16 (Line Item 101).

The School District Matching Grants Program is appropriated \$4.5 million, no change in funding over 2015-16. This program provides dollar-for-dollar match to education foundations for the purpose of improving academic performance (s. 1011.765, F.S.) (Line Item 102).

Funds appropriated for The Florida Best and Brightest Teacher Scholarship Program total \$49 million (Line Item 103). Classroom teachers may be awarded up to \$10,000 based on high academic achievement on the SAT or ACT and who were evaluated as highly effective by their districts, charter schools or Florida School for the Deaf and the Blind. Substantive implementation language is authorized in Section 25, HB 5003.

Funds appropriated for Educator Professional Liability Insurance total \$1.2 million (Line Item 104).

Funds appropriated for Teacher and School Administrator Death Benefits total \$18,000 (Line Item 105).

Funds appropriated for Risk Management Insurance total \$522,895 (Line Item 106).

The seven university-based Autism Centers are funded at \$9.4 million, an increase of \$400,000 or 4.4 percent over 2015-16 (Line Item 107). The FDOE, upon request by the Autism Centers, may reallocate funds based on the funding formula used by the centers.

The Regional Education Consortium Services are provided \$2.5 million for 2016-17, an increase of \$100,000 or 4.1 percent over 2015-16 to conduct regional delivery of educational services to small and rural districts in order to improve student achievement through technical assistance and school improvement strategies (Line Item 108).



Teacher Professional Development is funded at \$9.3 million, a decrease of \$133 million or 93.5 percent from 2015-16 due to re-categorization to the K-12 Federal Programs. The funds provided for Principal, Teacher and School Related Personnel of the Year may be disbursed to districts, schools or individuals (Line Item 109).

These General Revenue funds are provided as follows:

Superintendents' Training	\$ 500,000
Teacher of the Year	\$ 718,730
Principal of the Year	\$ 29,426
School Related Personnel of the Year	\$ 306,182
Administrators Professional Development	\$7,000,000
Annual Teacher of the Year Summit	\$ 50,000
Virtual Professional Development for School Board Members	\$ 200,000

An appropriation of \$1.6 million, a decrease of \$63.4 million or 97.6 percent from 2015-16, is provided for three Strategic Statewide Initiatives (Line Item 110).

For School and Instructional Enhancements, the appropriation of \$21.6 million is an increase of \$3.3 million or 18 percent. Funds are appropriated for 30 grants specified in proviso, including the addition of nine new projects (Line Item 111).

Exceptional Education Services are provided \$6.7 million, an increase of \$700,000 or 11.8 percent over 2015-16 to fund projects specified in proviso. A portion of these funds shall be allocated to the Florida Diagnostic Learning Resources Centers (FDLRS) Associate Centers and to the Florida Instructional Materials Center for the Visually Impaired (Line Item 112).

The Florida School for the Deaf and the Blind is funded at \$50.2 million, a decrease of \$2,513 from 2015-16. The school shall develop a collaborative service agreement for medical services and shall maximize the recovery of all legally available funds from Medicaid and private insurance coverage. The school shall report by June 30, 2017, information describing the agreement (Line Item 113).

Fixed capital outlay appropriations in the K12 Non-FEFP are as follows:

Academies of Clay County Schools	\$1,000,000
Seminole County High Tech Manufacturing Program	\$ 500,000

K-12 FEDERAL PROGRAMS



An appropriation of \$1.66 billion is provided for K-12 Federal Programs, an increase of \$134.6 million or 8.84 percent over 2015-16 due to re-categorization of funds from Teacher Professional Development (Line Items 115, 116 and 117).

EDUCATIONAL MEDIA AND TECHNOLOGY SERVICES

Funding for Educational Media and Technology Services totals \$10.8 million. This appropriation includes \$4.25 million for the Florida Channel, \$166,270 for the Florida Public Radio Emergency Network Storm Center, \$5.3 million for Public Radio and Television Stations, and \$882,000 for the Florida PBS Learning Media Content Library (Line Item 119). Funding of \$224,624 is also provided for the Capitol Technical Center (Line Item 118).

WORKFORCE EDUCATION PROGRAMS

Federal funds provided for Adult Basic Education remain constant at \$41.6 million (Line Item 121).

An allocation of \$4.5 million remained at the 2015-16 level for Performance-Based Incentives (Line Item 120). Funding shall be based on students who earn industry certifications occupational areas listed in proviso. On June 1, 2017, if any funds remain, the balance shall be allocated for performance in adult general education programs based on student performance as measured by learning gains, placements, and special populations served indexed to the proportional share of the funds available. Each school district shall report enrollment for adult general education programs identified in section 1004.02, Florida Statutes, in accordance with the FDOE instructional hours reporting procedures. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the school districts. The funds provided shall not be used to support K-12 programs or district K-12 administrative indirect costs. The Auditor General shall verify compliance with this requirement during scheduled audits of these institutions.

Workforce Development funds for school districts remains at the same level as 2015-16 at \$365 million (Line Items 10 and 122) which includes \$2.4 million for continued implementation of the DOE Workforce Student Information System.

For programs leading to a career certificate or an applied technology diploma, and for adult general education programs, tuition and fees shall be assessed in accordance with section 1009.22, Florida Statutes. District superintendents shall certify that workforce education enrollment and performance data used for funding allocations to districts is accurate and complete in accordance with reporting timeline established by the FDOE. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the school districts. The funds provided shall not be used to support K-12 programs or district K-12 administrative indirect costs.

Federal Vocational Formula funds also remain at the 2015-16 level of \$72.1 million (Line Item 123).

Funding for School and Instructional Enhancements is \$1.15 million. Of these funds, \$750,000 is provided for the Smart Horizons On-line Career Education, a pilot program through public libraries to prepare adults



for transition into the workplace, \$100,000 for Lotus House Women’s Shelter and \$300,000 for the AmSkills Program (Line Item 124).

Fixed Capital appropriations of \$3.9 million in Career and Adult Education are as follows (Line Item 124A):

Haney Technical Center - LPN Building Renovation	\$ 970,000
Glades West Tech HVAC Training	\$1,500,000
Fort Walton Firefighter Training	\$ 977,000
First Coast Technical College - Putnam County Campus	\$ 500,000

STATE COLLEGES

State funding is provided for the enrollment of 330,260 students at \$3,752 per FTE student.

The total state appropriation to the system is \$1.24 billion, an increase of \$58.0 million or 4.9 percent over 2015-16 (Line Items 12, 125,126 and 127).

Of the \$1.24 billion, \$1.2 billion is provided directly for the operation of the colleges, an increase of \$53.7 million or 4.6 percent over 2015-16. This increase is attributed to appropriations for college program enhancements and specific projects, funds provided for funding model equity and adjustments for Florida Retirement System liabilities (Line Items 12 and 126).

An allocation of \$10 million is provided for the industry certifications in specific areas designated in proviso. The FDOE may allocate any funds not obligated by June 1, 2017, to schools who have earned awards, based on the percentage of earned certifications. By October 31, 2016, the Chancellor of the Florida College System shall identify the associated industry certifications and shall prepare a report for each certification to include cost, percent employed, and average salary of graduates. These performance funds shall not be awarded for certifications earned through continuing workforce education programs (Line Item 126). Industry certifications earned by students enrolled in the 2015-2016 academic year which were eligible to be included in the funding allocation for the 2015-2016 fiscal year may be reported by colleges and included in the allocation of funds for the 2016-2017 fiscal year. The Auditor General shall verify compliance student attainment of industry certifications data during scheduled operational audits of the colleges. If a college is unable to comply, the college shall refund the performance funding to the state (Line Item 125).

An appropriation for Commission on Community Service for \$983,182 is an increase of \$300,000 or 30.5 percent over 2015-16 (Line Item 127).

STUDENT FINANCIAL AID

The Florida Bright Futures Scholarship Program, which is a merit-based scholarship program, is funded at \$217.3 million (Line Item 4), a decrease of \$22.5 million from the 2015-16 appropriation of \$239.8 million. The program funding is based on an estimated 100,170 eligible students, a decline of 12,207 students from



2015-16. The award amounts, as specified in proviso, remain at the 2015-16 levels.

The Student Financial Aid item funding is increased by \$1.1 million or 7.0 percent, from \$155.0 million in 2015-16 to \$156.1 million in 2016-17. This item includes need-based programs such as Florida Work Experience, Children/Spouses of Deceased/Disabled Veterans, Rosewood Family Scholarships and all sectors (Public [full- or part-time], Private, Postsecondary and Career Education) of the Florida Student Assistance Grants (FSAG). The maximum FSAG award is set at \$2,610. The Student Financial Aid item also includes \$1.0 million for The Honorably Discharged Graduate Assistance Program to provide supplemental need-based veteran educational benefits to active duty and honorably discharged members of the Armed Forces who served on or after September 11, 2001. This is a new assistance program and funds shall be used to assist in the payment of living expenses during holiday and semester breaks (Line Items 6 and 76).

The funding for The Florida National Merit Scholars Incentive Program (*Florida Incentive Scholarship Program*) is \$12.9 million, an increase of \$5.0 million or 54.3 percent over 2015-16 (Line Item 70).

Funding for Prepaid Tuition Scholarships is maintained at the 2015-16 level of \$7.0 million (Line Item 71).

The First Generation in College Matching Grant Program is appropriated \$5.3 million, \$1.3 million for Florida colleges and \$4.0 million for state universities. If the required one-to-one matching funds are not raised by participating Florida colleges or state universities by December 1, 2016, the remaining funds shall be reallocated to programs at Florida colleges or state universities that have remaining unmatched private contributions (Line Item 5).

A total of \$6.0 million is appropriated for the Minority Teacher, Nursing Student Loan Reimbursement, Mary McLeod Bethune, Jose Marti and Florida Education Fund scholarship programs (Line Items 73, 74, 75, 77 and 78).

The Access to Better Learning and Education (ABLE) grant provides tuition assistance to students enrolled in eligible Florida for-profit colleges and universities, and is appropriated \$5.1 million. The appropriation will support 3,371 students at \$1,500 per student. The appropriation is a decrease of \$616,500 from 2015-16 (Line Item 65).

The Florida Achieving a Better Life Experience (ABLE) Program is appropriated \$3.2 million, \$220,000 or 6.5 percent less than 2015-16 (Item 72).

OTHER EDUCATION ISSUES

From the funds provided for the functions of the State Board of Education, there are two categories of items: funds for operations of the FDOE and funds for special services that support the state education system.



The operating budget for the State Board of Education (excluding Assessment and Evaluation) of \$131.4 million is an increase of \$8.8 million over 2015-16. This increase is primarily due to funds being provided to continue technology initiatives for security of teacher and student data, enhancements to the Educator Certification System and infrastructure needs. \$1.2 million is provided to support acquisition of data center services (Lines 128 through 140).

The following are examples of special services:

Funding for the State Student Assessment (testing) Program is appropriated \$109.2 million, an increase of \$3.1 million over 2015-16 (Line Item 132).

Vocational Rehabilitation is appropriated \$216.5 million, \$1.1 million less than in 2015-16 (Line Items 30 through 44). There is a reduction of \$2.1 million for 47 FTE from 2015-16.

Blind Services appropriations increased by \$1.0 million from 2015-16, for total funding of \$55.1 million (Line Items 45 through 63).

FIXED CAPITAL OUTLAY BUDGET

The Florida Legislature appropriated \$2.02 billion for capital outlay projects and debt service on bonds for Florida public schools, colleges, universities and other education agencies. The total includes \$1.5 billion from Public Education Capital Outlay (PECO) sources, \$313.7 million from the Lottery bond proceeds and revenues, and \$173.1 million from other trust funds, and \$15.0 million in General Revenue.

Maintenance, renovation and repair projects are appropriated \$248 million in PECO funds. Of the \$248 million, \$36.2 million is for the Florida College System and \$61.8 million is for the State University System. Also included are \$75.0 million for charter schools and \$75.0 million for school districts (Line Item 19).

For Public School Survey Recommended Needs, \$5.3 million in PECO funds are appropriated to be distributed among the university developmental research lab schools based on FTE student membership (Line Item 20).

Special Facility Construction projects are funded in the amount of \$75.4 million for eight school districts that have critical construction needs (Line Item 23).

Specific institutional capital outlay projects are funded for the college system in the amount of \$139.0 million (Line Item 21) and for state universities in the amount of \$152.3 million (Line Item 22). The State University System is also appropriated \$35.0 million from the Capital Improvement Fee Trust Fund for projects to be specified by the Board of Governors (Line Item 18). Additionally, \$3.8 million is provided for projects for Lake Technical College and First Coast Technical College (Line Item 29).

Other items funded from PECO include \$9.1 million for building and roadway maintenance and Gore Hall Renovation at the Florida School for the Deaf and the Blind (Line Items 26) and \$3.1 million to address health and safety concerns at public broadcasting stations (Line Items 28). Division of Blind Services Projects are funded at \$310,000 (Line Items 27).



General Revenue funds totaling \$4.0 million are also included for Osceola County school district (Line Item 28A).

OTHER SECTIONS OF THE BILL

Items funded for education may be found mainly in Sections 1 and 2 of the bill, summarized above; however, there are general policy statements and funding authorizations, including some items for education in Sections 9 through 22, which are often referred to as “back-of-the-bill items.” Included are provisions for state employee compensation, benefits (health, life and disability insurance) and authorization for several college and university construction projects. Specific sections of note are cited below.

Section 19:

The unexpended balance of funds provided to the FDOE for the Personal Learning Scholarship Accounts in Specific Appropriation 105 and section 27 of chapter 2015-232, Laws of Florida, is hereby reverted and reappropriated for the Fiscal Year 2016-2017 for the Gardiner Scholarship Program.

Section 20:

The sum of \$5,885,430 from the General Revenue Fund in Specific Appropriation 91 of chapter 2015-232, Laws of Florida, for Class Size Reduction is hereby reverted.

Section 21:

The Legislature hereby adopts by reference for the 2015-2016 fiscal year the alternate compliance calculation amounts as the reduction calculation to the class size operating categorical fund required by section 1003.03(4), F.S., as set forth in Budget Amendment EOG 00091 as submitted on February 16, 2016, by the Governor on behalf of the Commissioner of Education for approval by the Legislative Budget section is effective upon becoming law.

Section 106:

Pursuant to section 215.32(2)(b)4.a., Florida Statutes, \$3,000,000 from unobligated cash balance amount from the Institutional Assessment Trust Fund shall be transferred to General Revenue Fund for Fiscal Year 2016-2017.

General Implementation Timeline:

July 1, 2016 Of the funds provided for regional consortium programs and school district matching grants, 60% shall be disbursed to eligible entities within 30 days of the first quarter.



- September 1, 2016 Private institutions receiving state funds in FY 2016-17 report student and federal loan data which reflect prior academic year statistics to the FDOE.
- Institutions receiving state funds in FY 2015-16 for scholarships or grants report federal loan information prior to September 1, 2016 to the FDOE.
- Florida Diagnostic and Learning Resources Centers report to the FDOE on number of children, parents, and districts served, the number of persons participating in In-service education activities, and the specific services provided for the FY 2015-16.
- Autism Centers report to the FDOE a summary of program outcomes for the prior fiscal year.
- September 30, 2016 The FDOE submits to the Governor and Legislature a report of summary information with funding sources, expenditures and student outcomes for the 300 lowest performing elementary schools.
- October 1, 2016 The FDOE reports to the Governor and Legislature on federal indirect cost rates, expenditures and the balance of all unexpended federal indirect cost funds.
- The FDOE to provide the Legislature a summary of each district's use of funds, student performance outcomes and progress toward meeting statutory requires for the Digital Classrooms program.
- October 31, 2016 Florida College System Chancellor identifies associated industry certifications and prepares a report for each to include cost, percent employed, and the average salary of graduates. These performance funds shall not be awarded for certifications earned through continuing workforce education programs.
- November 1, 2016 The FDOE is to submit disaster recovery study to Governor and Legislature.
- December 1, 2016 Unmatched funds provided for the First Generation in College Matching Grant program are to be reallocated.
- December 31, 2016 The FDOE shall publish on its website District expenditures per FTE as reported on the school district's Annual Financial Report for the following fund types: General Revenue, Special Revenue Fund, Debt Service Fund, Capital Project Fund, and a Total. This funding information must also be published on each school district's website in the same format. Fiduciary, enterprise and internal Service funds shall not be included.
- January 1, 2017 Private specified university health programs shall submit student enrollment information, by program or Florida residents, to the FDOE prior to January 1, 2017.



Of the funds provided for regional consortium programs and school district matching grants, 40% shall be disbursed to eligible entities within 30 days of the third quarter.

The FDOE to award funds to eligible school districts with students enrolled in the Advancement via Individual Determination (AVID) elective class.

The FDOE is to provide to each school district and publish on the it's website, the updated 5-year strategic plan for Florida digital classrooms.

March 1, 2017

Districts certify an expenditure plan for purchase of instructional content and technology to enable the FDOE to provide the Legislature a summary of district expenditures for electronic devices, technology equipment, and infrastructure technology. If the district intends to use any portion of the funding for technology, they must certify that it has instructional content necessary to provide instruction aligned to the adopted statewide benchmarks, standards and minimum or recommended requirements.

Each district school board is to submit to the FDOE an updated digital classroom plan.

June 1, 2017

The FDOE shall distribute performance based awards to Florida Colleges and establish procedures and timelines for colleges to report earned certifications for funding. In addition, may allocate any funds that are not obligated to schools who have earned awards based on the percentage of earned certificates.

Unspent workforce education performance-based incentives funds are reallocated for performance in adult general education proportionately based on student performance as measured by learning gains, placements and special populations served.

June 30, 2017

The Florida School for the Deaf and the Blind shall report to the Legislature information on any medical service agreements, services provided and budget and expenditure information, used for the collaborative medical program and any other student health services for the 2016-2017 fiscal year.

September 1, 2017

Florida Diagnostic and Learning Resources Centers report to the FDOE on number of children, parents, and districts served, the number of persons participating in In-service education activities, and the specific services provided for the FY 2016-17.

September 30, 2017

Schools receiving funds for Exceptional Student Education provide a report to the FDOE documenting FY 2016-17 expenditures.



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Row #	Line Item	Green Book Page #		Total All Funds	Total All Funds	Total All Funds
1		1	VOCATIONAL REHABILITATION			
2	30	3	<i>FTE Positions</i>	931.00	884.00	(47.00)
3	30	3	Salaries And Benefits	49,200,932	47,133,691	(2,067,241)
4	31	5	Other Personal Services	1,467,459	1,467,459	0
5	32	7	Expenses	10,408,402	10,408,402	0
6	33	9	Grants And Aids - Adults With Disabilities Funds	750,000	5,260,646	4,510,646
7	34	11	Grants And Aids - Florida Endowment Foundation For Vocational Rehabilitation	549,823	549,823	0
8	35	13	Operating Capital Outlay	480,986	480,986	0
9	36	15	Contracted Services	17,876,901	17,876,901	0
10	37	17	Grants And Aids - Independent Living Services	6,046,793	6,046,793	0
11	38	19	Purchased Client Services	128,720,985	125,317,727	(3,403,258)
12	39	21	Risk Management Insurance	358,419	401,073	42,654
13	40	23	Tenant Broker Commissions	97,655	97,655	0
14	41	25	Transfer To Department Of Management Services - Human Resources Services Purchased Per Statewide Contract	318,451	321,447	2,996
15	42	27	Other Data Processing Services	670,078	670,078	0
16	43	29	Education Technology And Information Services	227,324	227,308	(16)
17	44	31	Northwest Regional Data Center (NWRDC)	217,163	265,959	48,796
18	N/A	33	Grants And Aids - Facility Repairs Maintenance Construction	202,253	0	(202,253)
19			Total: VOCATIONAL REHAB	217,593,624	216,525,948	(1,067,676)
20		35	BLIND SERVICES			
21	45	37	<i>FTE Positions</i>	299.75	289.75	(10.00)
22	45	37	Salaries And Benefits	14,390,987	13,935,103	(455,884)
23	46	39	Other Personal Services	463,714	463,714	0
24	47	41	Expenses	2,973,667	2,973,667	0
25	48	43	Grants And Aids - Community Rehabilitation Facilities	5,369,554	5,369,554	0
26	49	45	Operating Capital Outlay	289,492	289,492	0
27	50	47	Food Products	200,000	200,000	0
28	51	49	Acquisition Of Motor Vehicles	100,000	100,000	0
29	52	51	Grants And Aids - Client Services	24,297,144	23,922,144	(375,000)

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Row #	Line Item	Green Book Page #		Total All Funds	Total All Funds	Total All Funds
30	53	53	Contracted Services	481,140	781,140	300,000
31	54	55	Grants And Aids - Independent Living Services	35,000	35,000	0
32	55	57	Risk Management Insurance	161,705	204,394	42,689
33	56	59	Library Services	189,735	189,735	0
34	57	61	Vending Stands - Equipment And Supplies	3,670,000	5,270,000	1,600,000
35	58	63	Tenant Broker Commissions	18,158	18,158	0
36	59	65	Transfer To Department Of Management Services - Human Resources Services Purchased Per Statewide Contract	102,116	103,558	1,442
37	60	67	State Data Center - Agency For State Technology (AST)	424	369	(55)
38	61	69	Other Data Processing Services	686,842	686,842	0
39	62	71	Education Technology And Information Services	224,778	224,762	(16)
40	63	73	Northwest Regional Data Center (NWRDC)	390,755	315,000	(75,755)
41			Total: BLIND SERVICES	54,045,211	55,082,632	1,037,421
42		75	PRIVATE COLLEGES AND UNIVERSITIES			
43	64	77	Grants And Aids - Medical Training And Simulation Laboratory	3,500,000	3,750,000	250,000
44	65	79	Able Grants (Access To Better Learning And Education)	5,673,000	5,056,500	(616,500)
45	66	81	Grants And Aids - Historically Black Private Colleges	12,941,543	13,716,543	775,000
46	67	83	Grants And Aids - Academic Program Contracts	250,000	250,000	0
47	68	85	Grants And Aids - Private Colleges And Universities	3,000,000	7,300,000	4,300,000
48	69	87	Florida Resident Access Grant	115,269,000	115,260,000	(9,000)
49	69A		Grants And Aids - NOVA Southeastern University - Health Programs	0	1,500,000	1,500,000
50	69B	89	Grants And Aids - Lecom / Florida - Health Programs	1,791,010	3,491,010	1,700,000
51	69C		Grants And Aids - FCO - Private Colleges And Universities-	0	6,500,000	6,500,000
52			Total: PRIVATE COLLEGES/UNIV	142,424,553	156,824,053	14,399,500
53		91	STUDENT FINANCIAL AID PROGRAM - STATE			
54	4	93	Grants And Aids - Florida's Bright Futures Scholarship Program	239,800,000	217,300,000	(22,500,000)
55			<i>Projected decrease of 12,207 BF students</i>			0
56			<i>Funds for 16,175 eligible summer term BF students</i>			0
57	70	95	G/A - Florida National Merit Scholars Incentive Program <i>Add 1 296 students</i>	8,379,932	12,926,139	4,546,207
58	5	97	First Generation In College Matching Grant Program	5,308,663	5,308,663	0

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Row #	Line Item	Green Book Page #		Total All Funds	Total All Funds	Total All Funds
59	71	99	Prepaid Tuition Scholarships	7,000,000	7,000,000	0
60	72	101	Florida Achieving A Better Life Experience (ABLE), Inc.	3,386,000	3,166,000	(220,000)
61	73	103	Grants And Aids - Minority Teacher Scholarship Program	917,798	917,798	0
62	74	105	Grants And Aid - Nursing Student Loan Reimbursement/ Scholarships	1,134,006	1,134,006	0
63	75	107	Mary McLeod Bethune Scholarship	321,000	321,000	0
64	6, 76	109	Student Financial Aid	155,039,832	156,131,964	1,092,132
65			<i>Florida Student Assistance Grant - Public Full & Part Time</i>	114,614,637	116,360,160	1,745,529
66			<i>Florida Student Assistance Grant - Private</i>	18,444,354	18,444,354	0
67			<i>FSAG - Postsecondary (One time NR funds not restored)</i>	13,105,413	12,883,854	(221,559)
68			<i>FSAG - Career Ed - (One time NR funds not restored)</i>	2,579,678	2,501,237	(78,441)
69			<i>Children/Spouses of Deceased/Disabled Veterans Add 1 323 students</i>	3,469,087	4,861,219	1,392,132
70			<i>Florida Work Experience</i>	1,569,922	1,569,922	0
71			<i>Rosewood Family Scholarships</i>	256,747	256,747	0
72			<i>Honorably Discharged Graduate Assistance Program</i>	1,000,000	1,000,000	0
76	77	113	Jose Marti Scholarship Challenge Grant	121,541	121,541	0
77	78	115	Transfer To The Florida Education Fund	3,500,000	3,500,000	0
78	78A		Transfer to Randy Roberts Foundation	0	0	0
79			Total: STUDENT FINANCIAL AID PROGRAM - STATE	424,908,772	407,827,111	(17,081,661)
80		117	STUDENT FINANCIAL AID PROGRAM - FEDERAL			
81	79	119	Student Financial Aid	100,000	100,000	0
82	80	121	Transfer Default Fees To The Student Loan Guaranty Reserve Trust Fund	5,000	5,000	0
83			Total: STUDENT FINANCIAL AID PROGRAM - FEDERAL	105,000	105,000	0
84		123	STATE GRANTS/K-12 PROGRAM - FEFP			
85	7, 94	125	Grants And Aids - Florida Educational Finance Program	7,758,617,374	8,101,922,295	343,304,921
86	8, 95	131	Grants And Aids - Class Size Reduction	3,040,910,760	3,074,633,009	33,722,249
87	9	133	Grants And Aids - District Lottery And School Recognition Program	134,582,877	134,582,877	0
88			Total: STATE GRANTS/K12-FEFP	10,934,111,011	11,311,138,181	377,027,170
89		135	STATE GRANTS/K-12 PROGRAM - NON FEFP			

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Row #	Line Item	Green Book Page#		Total All Funds	Total All Funds	Total All Funds
90	96	137	Grants And Aids - Instructional Materials	1,141,704	1,141,704	0
104	97	139	Grants And Aids - Assistance To Low Performing Schools	4,000,000	4,000,000	0
105	97A		Grants And Aids - Take Stock in Children	0	6,125,000	6,125,000
106	98	141	Grants And Aids - Mentoring/Student Assistance Initiatives	13,667,220	15,247,988	1,580,768
107			<i>Advancement Via Individual Determination (AVID)</i>	700,000	0	(700,000)
108			<i>Best Buddies</i>	1,000,000	700,000	(300,000)
109			<i>Big Brothers, Big Sisters</i>	2,230,248	3,730,248	1,500,000
110			<i>Florida Alliance of Boys and Girls Clubs</i>	2,547,000	5,152,768	2,605,768
111			<i>Prodigy</i>	0	4,600,000	4,600,000
113			<i>Teen Trendsetters</i>	300,000	300,000	0
114			<i>YMCA State Alliance/YMCA Reads</i>	764,972	764,972	0
115	99	145	Grants And Aids - College Reach Out Program	1,000,000	1,000,000	0
116	100	147	Grants And Aids - Florida Diagnostic And Learning Resources Centers	2,700,000	2,700,000	0
117	101	149	Grants And Aids - New World School Of The Arts	650,000	650,000	0
118	102	151	Grants And Aids - School District Matching Grants Program	4,500,000	4,500,000	0
119	103	153	The Florida Best and Brightest Teacher Scholarship Program	44,022,483	49,000,000	4,977,517
120	104	155	Educator Professional Liability Insurance	1,200,000	1,200,000	0
121	105	157	Teacher And School Administrator Death Benefits	18,000	18,000	0
122	106	159	Risk Management Insurance	953,401	522,895	(430,506)
123	107	161	Grants And Aids - Autism Program	9,000,000	9,400,000	400,000
124	108	163	Grants And Aids - Regional Education Consortium Services	2,445,390	2,545,390	100,000
125	109	165	Teacher Professional Development	142,135,244	9,304,338	(132,830,906)
126			<i>Florida Association of District School Superintendents Training.</i>	500,000	500,000	0
127			<i>Principal of the Year</i>	29,426	29,426	0
128			<i>School Related Personnel of the Year</i>	6,182	306,182	300,000
129			<i>Teacher of the Year</i>	18,730	718,730	700,000
130			<i>Administrator Professional Development</i>	7,000,000	7,500,000	500,000
131			<i>Annual Teacher of the Year Summit</i>	0	50,000	50,000

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Row #	Line Item	Green Book Page#		Total All Funds	Total All Funds	Total All Funds
135			Virtual Professional Development for School Board Members	0	200,000	200,000
136	110	171	Grants And Aids - Strategic Statewide Initiatives	65,000,000	1,616,700	(63,383,300)
137			Standard Student Attire Incentive Fund	10,000,000	0	(10,000,000)
142			Advancement Via Individual Determination (AVID)	0	1,000,000	1,000,000
143			Personal Learning Scholarship Accounts	55,000,000	0	(55,000,000)
144			Florida Safe Schools Assessment Tool (FSSAT)	0	307,000	307,000
146			Florida Grants and Standards Instructional Tools	0	309,700	309,700
147			Public Schools Technology	0	0	0
149	111	175	Grants And Aids - School And Instructional Enhancements	18,262,153	21,560,029	3,297,876
150			Academic Tourney	132,738	132,738	0
151			African American Task Force	100,000	100,000	0
152			AMI Kids	2,500,000	1,850,000	(650,000)
153			Arts for a Complete Education/Florida Alliance for Arts Education	110,952	110,952	0
154			Benchmark and Intervention/Student and Teacher Support	0	0	0
155			Black Male Explorers	500,000	164,701	(335,299)
156			Brevard Public Schools Aviation and Manufacturing Tech High School Program	0	500,000	500,000
157			Culinary Training/Professional Training Kitchen	200,000	0	(200,000)
158			Florida Afterschool Network/Ounce of Prevention Fund of Florida	200,000	200,000	0
159			Florida Children's Initiative	0	600,000	600,000
160			Florida Healthy Choices Coalition/E3 Family Solutions	200,000	0	(200,000)
161			Florida Holocaust Museum	100,000	300,000	200,000
162			Florida Youth Challenge Academy	375,000	0	(375,000)
163			Girl Scouts of Florida	267,635	267,635	0
164			Holocaust Memorial Miami Beach	75,000	230,000	155,000
165			Holocaust Task Force	100,000	100,000	0
166			I Am A Leader Foundation	0	0	0
167			Jobs for Florida's Graduates	1,500,000	1,500,000	0
168			Junior Achievement of Florida Foundation, Inc.	0	500,000	500,000

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Row #	Line Item	Green Book Page#		Total All Funds	Total All Funds	Total All Funds
169			Knowledge is Power Program (KIPP) Jacksonville	500,000	1,224,000	724,000
170			Lauren's Kids	3,800,000	1,000,000	(2,800,000)
171			Learning for Life	2,069,813	2,569,813	500,000
173			Minority Male Initiative	0	0	0
174			Mourning Family Foundation	1,000,000	1,000,000	0
175			National Flight Academy	0	421,495	421,495
176			Pasco Regional STEM School/Tampa Bay Region Aeronautics	750,000	750,000	0
177			Project to Advance School Success (PASS)	508,983	508,983	0
179			SEED School of Miami	2,000,000	4,600,000	2,600,000
180			State Science Fair	72,032	72,032	0
181			Volusia County Schools Manufacturing	0	185,000	185,000
182			YMCA of Central Florida After School Program	1,000,000	1,500,000	500,000
183			YMCA Youth in Government	200,000	300,000	100,000
184			Earn to Learn Program	0	201,680	201,680
185			Pinellas Education Foundation Career Planning	0	0	0
186			Palm Beach County On-Line Tutor Assistance	0	0	0
187			Summer Job Skills and Coding Internship Program	0	0	0
188			College Prep & STEM Programs for Girls	0	0	0
189			Coral Gables Museum Green City Program	0	0	0
191			Specialty Children's Hospital Patient Academics Program	0	100,000	100,000
192			Moore-Mickens Education Vocation Center	0	0	0
194			Boys Choir of Tallahassee	0	71,000	71,000
195			Breakthrough Miami	0	0	0
196			All Pro Dad's Fatherhood Involvement in Literacy Campaign	0	500,000	500,000
198			City Year	0	0	0
200			Eight in Eighth	0	0	0
201			Florida Venture Foundation	0	0	0
204			Take Charge Foundation College Ready	0	0	0

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Row #	Line Item	Green Book Page #		Total All Funds	Total All Funds	Total All Funds
205	112	183	Grants And Aids - Exceptional Education	5,950,372	6,650,372	700,000
206	113	187	Florida School For The Deaf And The Blind	50,191,448	50,188,935	(2,513)
207	114	189	Transfer To Department Of Management Services - Human Resources Services Purchased Per Statewide Contract	262,345	262,246	(99)
208	114A	191	Grants And Aids - Fixed Capital Outlay Public Schools Special Projects	500,000	1,500,000	1,000,000
209			<i>Academies of Clay County Schools</i>	0	1,000,000	1,000,000
210			<i>Seminole County High Tech Manufacturing Program</i>	0	500,000	500,000
211	114B		Grants And Aids - Fixed Capital Outlay	0	2,100,000	2,100,000
212			<i>Holocaust Memorial</i>	0	100,000	100,000
213			<i>Margate Blount Archaeological Site</i>	0	0	0
214			<i>National Flight Academy</i>	0	2,000,000	2,000,000
215			<i>North Florida School of Special Education Expansion Project</i>	0	0	0
216			<i>Pinellas Education Foundation - Career Path Planning</i>	0	0	0
217			Total: STATE GRANTS/K12-NON FEFP	367,599,760	191,233,597	(176,366,163)
218	193		FEDERAL GRANTS K/12 PROGRAM			
219	115	195	Grants And Aids - Projects, Contracts And Grants	3,999,420	3,999,420	0
220	116	197	Grants And Aids - Federal Grants And Aids	1,512,712,755	1,647,293,661	134,580,906
221	117	201	Domestic Security	5,409,971	5,409,971	0
222			Total: FED GRANTS K/12 PROG	1,522,122,146	1,656,703,052	134,580,906
223	203		EDUCATIONAL MEDIA & TECHNOLOGY SERVS			
224	118	205	Capitol Technical Center	430,624	224,624	(206,000)
225	N/A	207	Federal Equipment Matching Grant	450,000	0	(450,000)
226	119	209	Grants And Aids - Public Broadcasting	9,714,053	10,596,053	882,000
227			Total: EDUCATIONAL MEDIA & TECHNOLOGY SERVS	10,594,677	10,820,677	226,000
228	211		CAREER AND ADULT EDUCATION (WORKFORCE)			
229	120	213	Performance Based Incentives - Industry Certifications	4,500,000	4,500,000	0
230	121	215	Grants And Aids - Adult Basic Education Federal Flow-Through Funds	41,552,472	41,552,472	0
231	10, 122	217	Workforce Development	365,044,488	365,044,488	0
232	123	219	Grants And Aids - Vocational Formula Funds	72,144,852	72,144,852	0
233	11, 124	221	Grants And Aids - School And Instructional Enhancements	650,000	1,150,000	500,000
235			<i>Lotus House Women's Shelter</i>	0	100,000	100,000

Department of Education Prepared by Budget Bureau 2016-17 Legislative Budget Request Comparison of Conference Report HB 5001 After Vetoes to 2015-16 Appropriation				2015-16 Appropriation	2016-17 Conference Report On HB 5001 3/15/16 After Vetoes	2016-17 Conference Report On HB 5001 After Vetoes over/(under) 2015-16 Approp
Row #	Line Item	Green Book Page #		Total All Funds	Total All Funds	Total All Funds
236			Smart Horizons On-Line Career Education	0	750,000	750,000
237			Hispanic Federation Adult Education Program	0	0	0
238			AmSkills Program	0	300,000	300,000
240	124A		Grants And Aids - Local Government FCO Public Schools Special Projects	0	3,918,714	3,918,714
241			Haney Technical Center - LPN Building Renovation	0	970,000	970,000
242			Glades West Tech HVAC Training	0	1,471,714	1,471,714
243			Fort Walton Firefighter Training	0	977,000	977,000
244			First Coast Technical College - Putnam County Campus	0	500,000	500,000
245			Total: CAREER AND ADULT EDUCATION (WORKFORCE)	483,891,812	488,310,526	4,418,714
246		223	FLORIDA COLLEGES			
247	125	225	Performance Based Incentives	5,000,000	10,000,000	5,000,000
248	12, 126	227	Grants And Aids - Florida College System Program Fund	1,175,264,020	1,228,974,028	53,710,008
249	127	231	Commission On Community Service	683,182	983,182	300,000
250	N/A	233	Facility Repairs, Maintenance And Construction - Fixed Capital Outlay	1,000,000	0	(1,000,000)
251			Total: FLORIDA COLLEGES	1,181,947,202	1,239,957,210	58,010,008
252		235	STATE BOARD OF EDUCATION			
253	128	237	FTE Positions	1019.50	989.00	(30.50)
254	128	237	Salaries And Benefits	67,404,215	65,985,170	(1,419,045)
255	129	239	Other Personal Services	1,495,659	1,582,607	86,948
256	130	241	Expenses	11,725,597	11,807,786	82,189
257	131	243	Operating Capital Outlay	1,049,090	1,051,240	2,150
258	132	245	Assessment And Evaluation	106,077,104	109,202,019	3,124,915
259			School District Tool - Item Bank and Test Platform		535,379	535,379
260	133	249	Transfer To Division Of Administrative Hearings	340,669	370,159	29,490
261	134	251	Contracted Services	18,699,620	25,909,407	7,209,787
262			Florida Course Descriptions Instructional Tool	0	2,375,000	2,375,000
263			Instructional Tasks for Teaching and Learning	0	534,000	534,000
264			Project Management Resources	0	352,570	352,570
265			Educator Certification Technology System Upgrades	2,313,597	4,234,900	1,921,303

Department of Education Prepared by Budget Bureau 2016-17 Legislative Budget Request Comparison of Conference Report HB 5001 After Vetoes to 2015-16 Appropriation				2015-16 Appropriation	2016-17 Conference Report On HB 5001 3/15/16 After Vetoes	2016-17 Conference Report On HB 5001 After Vetoes over/(under) 2015-16 Approp
Row #	Line Item	Green Book Page #		Total All Funds	Total All Funds	Total All Funds
266			<i>Instructional Materials Reviewer Stipends</i>	0	234,000	234,000
267			<i>Continuity of Operations Business Impact Analysis</i>	0	157,400	157,400
268			<i>Education/Professional Practices and Related Workload</i>	0	219,000	219,000
277	135	257	Educational Facilities Research And Development Projects	200,000	200,000	0
278	136	259	Risk Management Insurance	469,372	387,702	(81,670)
279	137	261	Transfer To Department Of Management Services - Human Resources Services Purchased Per Statewide Contract	364,273	368,036	3,763
280	138	263	State Data Center - Agency For State Technology (AST)	289,310	251,720	(37,590)
281	139	265	Education Technology And Information Services	14,433,644	15,074,784	641,140
282			<i>Disaster Recovery (Double Budget)</i>		885,000	885,000
283	140	269	Northwest Regional Data Center (NWRDC)	6,194,821	8,442,520	2,247,699
284			<i>Disaster Recovery</i>		885,000	885,000
285			<i>NWRDC Shared Services Sustainability</i>		1,228,952	1,228,952
286			Total: STATE BOARD OF EDUCATION	228,743,374	240,633,150	11,889,776
287			Total Department of Education - Operating and Fixed Capital Outlay	15,568,087,142	15,975,161,137	407,073,995
288						
289		273	FIXED CAPITAL OUTLAY			
290	18	279	State University System Capital Improvement Fee Projects	32,091,155	35,000,000	2,908,845
291	19	281	Maintenance, Repair, Renovation, And Remodeling	155,000,000	247,960,038	92,960,038
292			<i>Public School Maintenance and Repair</i>	50,000,000	75,000,000	25,000,000
293			<i>Charter School Maintenance and Repair</i>	50,000,000	75,000,000	25,000,000
294			<i>Florida College System</i>	20,000,000	36,155,369	16,155,369
295			<i>State University System</i>	35,000,000	61,804,669	26,804,669
296	20	285	Survey Recommended Needs - Public Schools	5,080,837	5,293,588	212,751
297	21	287	Florida College System Projects	78,567,931	139,031,399	60,463,468
298	22	289	State University System Projects	89,945,619	152,306,750	62,361,131
299	23	291	Special Facility Construction Account	80,920,163	75,370,357	(5,549,806)
300	24	293	Debt Service	1,001,877,498	975,512,127	(26,365,371)
301	1	295	Classrooms First And 1997 School Capital Outlay Bond Programs - Operating Funds And Debt Service	155,820,162	155,786,420	(33,742)

Department of Education Prepared by Budget Bureau 2016-17 Legislative Budget Request Comparison of Conference Report HB 5001 After Vetoes to 2015-16 Appropriation				2015-16 Appropriation	2016-17 Conference Report On HB 5001 3/15/16 After Vetoes	2016-17 Conference Report On HB 5001 After Vetoes over/(under) 2015-16 Approp
Row #	Line Item	Green Book Page#		Total All Funds	Total All Funds	Total All Funds
302	25	297	Grants And Aids - School District And Community College	28,000,000	60,000,000	32,000,000
303	2	299	Debt Service - Class Size Reduction Lottery Capital Outlay Program	151,262,548	151,265,624	3,076
304	3	301	Educational Facilities	6,648,447	6,650,622	2,175
305	26	303	Florida School For The Deaf And Blind - Capital Projects	5,432,629	9,074,268	3,641,639
306	27	305	Division Of Blind Services - Capital Projects	400,000	310,000	(90,000)
307	28	307	Public Broadcasting Projects	3,148,000	3,142,555	(5,445)
308	28A		Public School Projects-Osceola County school district	0	4,000,000	4,000,000
309	29	309	Vocational-Technical Facilities	600,000	3,800,000	3,200,000
310			Total: FIXED CAPITAL OUTLAY	1,794,794,989	2,024,503,748	229,708,759
311			Grand Total: Dept. of Education	17,362,882,131	17,999,664,885	636,782,754
312			<i>FTE Positions</i>	<i>2,250.25</i>	<i>2,162.75</i>	<i>(87.50)</i>
* Chapter 2016-002 (SB 672) General Revenue Funds:						
	(1) \$71.2 million in recurring funds for the Gardiner Scholarship Program; \$2,136,000 in recurring funds for administrative expenses to manage the program.					
	(2) \$14 million in recurring funds for the Standard Student Attire Incentive Program.					
	(3) \$8 million in recurring funds for the Florida Postsecondary Comprehensive Transition Program.					
* CS/HB 793 Enrolled appropriates \$66,468 in recurring funds from the Educational Enhancement Trust Fund for revising eligibility requirements for the Florida Bright Futures Scholarship Program.						
* CS/CS/CS/HB 287 Enrolled appropriates \$700,000 in nonrecurring funds and \$210,000 in recurring funds from the General Revenue Fund to implement the Principal Autonomy Pilot Program Initiative.						



**HB 5003 Implementing the 2016-17 General Appropriations Act
(Chapter 2016-62, Laws of Florida)**

Bill Sponsor: Conference Committee on Appropriations

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

The act provides the implementing and administering provisions that apply to the General Appropriations Act (GAA) for the 2016-17 Fiscal Year (FY). Only those sections of the bill that apply directly to education programs under the jurisdiction of the Commissioner of Education and the State Board of Education (SBE) or to all state functions are included in the section summarized below:

Section 1:

Limits implementing and administering provisions of this act as they apply to the GAA to the 2016-17 fiscal year only.

Section 2:

To implement Specific Appropriations 7 through 9 and 94 through 95 in the 2016-17 GAA:

- Incorporates the 2016-17 Florida Education Finance Program (FEFP) document titled "Public School Funding: The Florida Education Finance Program", dated March 8, 2016, by reference for the purpose of displaying the calculations used by the Legislature.

Section 3:

To implement Specific Appropriations 7 and 94 in the 2016-17 GAA:

- Requires that funds provided for the instructional materials to be released and expended according to proviso, which specifies the purposes for which the funds are authorized. Proviso, Item 94, provided that, of the \$228 million instructional materials funding, \$165 million is available to purchase instructional content as well as electronic devices and technology equipment and infrastructure.

Section 4:

To implement Specific Appropriation 23 in the 2016-17 GAA:

- Allows any district school board that generates less than \$2 million from a 1-mill levy of ad valorem taxes to contribute 0.75 mills toward the cost of funded special facilities construction projects.

Section 5:

Amends s. 11.45, F.S., Definitions; duties; authorities; reports; rules, to:

- Authorize the Auditor General to annually conduct a financial audit of the Florida School for the Deaf and Blind.

Section 6:

Creates s. 1001.66, F.S., Florida College System Performance-Based Incentive, to:

- Create the Florida College System Performance-Based Incentive that shall be awarded to Florida College System institutions using performance-based metrics adopted by the SBE.
- Require that the performance-based metrics must include:
 - Retention rates;
 - Program completion and graduation rates;
 - Postgraduation employment, salaries, and continuing education for workforce education and baccalaureate programs, with wage thresholds that reflect the added value of the certificate or degree; and
 - Outcome measures appropriate for associate of arts degree recipients.
- Require the SBE is also to adopt benchmarks to evaluate each institution's performance on the metrics and determine whether each institution has achieved excellence or needs improvement.
- Require the SBE to establish minimum requirements for colleges to receive performance funding.
- Require colleges needing to have an improvement plan to be monitored, submitting reports by December 31 and May 31 of each year.
- State that the amount of funding from the State and the institution's base will be according to proviso in the GAA. Proviso item 126 provides that \$30 million is included in the appropriation as the state investment in performance funding.
- Require the SBE, by Oct. 1, to report to the Governor, Speaker of the House and President on prior fiscal year allocations, which must reflect rankings and award distributions.
- Require the SBE to adopt rules to administer the program.

Section 7:

Creates s. 1001.67, F.S., Distinguished Florida College System institution program, to:

- Establish a collaborative partnership between the SBE and the Legislature to recognize the excellence of Florida's highest-performing Florida College System institutions.

- Require the SBE to designate each Florida College System institution that meets five of the seven standards identified below as a distinguished college. The following excellence standards are established for the program:
 - A 150 percent-of-normal-time completion rate of 50 percent or higher;
 - A 150 percent-of-normal-time completion rate for Pell Grant recipients of 40 percent or higher;
 - A retention rate of 70 percent or higher;
 - A continuing education, or transfer, rate of 72 percent or higher for students graduating with an associate of arts degree;
 - A licensure passage rate on the National Council Licensure Examination for Registered Nurses (NCLEX-RN) of 90 percent or higher for first-time exam takers;
 - A job placement or continuing education rate of 88 percent or higher for workforce programs; or
 - A time-to-degree for students graduating with an associate of arts degree of 2.25 years or less for first-time-in-college students with accelerated college credits.
- A Florida College System institution designated as a distinguished college by the SBE is eligible for a share of \$2 million as specified in Item 126 of the GAA.

Section 12:

Amends s. 1009.23, F.S., Florida College System institution student fees, to:

- Authorize the institutions to assess a distance learning user fee not to exceed \$15 per credit hour.
- Require SBE approval of an increase in an institution's current distance learning fee.

Sections 14, 15, 16, and 17:

To implement Specific Appropriations 6 and 76 related to Public Student Assistance Grant Program; Public Postsecondary Career Education Student Assistance Grant Program; Private Student Assistance Grant Program; and Postsecondary Student Assistance Program in the 2016-17 GAA are amended.

- Amends 1009.50; 1009.505; 1009.51; and 1009.52, F.S., which states after the expected family contribution and all other aid available to the student is accounted for that institutions awarding grant moneys must conduct an assessment of all of the financial resources available to each student.
- Any institutions that provide preliminary award packages before receiving from the department the final student eligibility determinations for state grants and scholarships, including merit awards,

shall reassess each student's award package after the allocation of funds and final student eligibility determinations are received from the department.

- Priority shall be given to students with the highest unmet need after the assessment of available financial resources pursuant to the above list.
- Each participating institution shall report to the department by a prescribed date students eligible for the program; expected family contributions; other grant, scholarship, and aid awards; prepaid contracts; and student loans received by the students.

Section 18:

Amends s. 1011.62 F.S. Funds for operation of schools, to:

- Require recalculation of the Exceptional Student Guaranteed Allocation following the October FTE student membership survey. Upon recalculation, if the generated allocation is greater than the amount provided in the GAA, the total shall be prorated to the level of the appropriation based on each district's share of the total recalculated amount.
- Require recalculation of the Supplemental Academic Instruction (SAI) categorical following the October FTE student membership survey. Additionally, provision is made for the allocation of a portion of SAI funds to the districts with the 300 lowest performing elementary schools. These funds are based on actual student membership from the October FTE survey. Amends the Supplement Academic Instruction Categorical Fund for the 2016-17 FY that will allow the designation of the 300 lowest-performing elementary schools shall be based on the 2015-16 state reading assessment. These funds shall be provided annually in the FEFP as specified in the GAA and is a supplement to the funds appropriated for basic funding level and shall be included in the total funds of each district. The funding is to be recalculated based on an updated designation of the 300 schools and the October FTE survey.

Section 19:

Amends s. 1011.62 F.S., Funds for operation of schools, to:

- Increase the minimum district amount of the Florida Digital Classrooms Allocation from \$250,000 to \$500,000. The remaining balance of the allocation is distributed based on each district's proportion of the total K-12 full-time equivalent student enrollment. Each district's digital classrooms allocation plan must give preference to funding the number of devices that comply with the requirements of s.1001.20 (4)(a)1.b. and that are needed to allow each school to administer the Florida Standards Assessments (FSA) to an entire grade at the same time. If the district's digital classrooms plan does not include the purchase of devices, the district must certify in the plan that the district currently has sufficient devices to allow each school to administer the FSA in the manner described.

Section 20:

Reenacts the Federally Connected Student Supplement in s. 1011.62(13), F.S., and clarifies student eligibility.

Section 21:

Amends s. 1011.62 F.S., Funds for operation of schools, to:

- Prohibit a positive adjustment to a district's Florida Education Finance Program funds as a result of an under allocation in a prior year caused by a school district's reporting error.

Section 22:

Reenacts s. 1011.71(1), F.S., District School Tax

Section 23:

Provides that the revisions to subsections of ss. 1011.62, F.S., Funds for Operation of Schools, and 1011.71 F.S., District School Tax, expire July 1, 2017.

Section 24:

Amends s. 1012.39 F.S. Employment of substitute teachers, teachers of adult education, nondegreed teachers of career education, and career specialists; students performing clinical field experience, to:

- Require the district school board providing clinical field experience to notify students electronically or in writing of the availability of educator liability insurance under s. 1012.75, F.S. A postsecondary institution or district school board may not require a student enrolled in a state-approved teacher preparation program to purchase liability insurance as a condition of participation in any clinical field experience or related activity in the premises of an elementary or secondary school.

Section 25:

Creates s. 1012.731, F.S., The Florida Best and Brightest Teacher Scholarship Program, to:

- Establish the Florida Best and Brightest Teacher Scholarship Program to provide up to \$10,000 for classroom teachers as defined in s. 1012.01(2)(a), F.S., who have demonstrated high academic achievement.
- Make eligible those classroom teachers who have achieved a composite score at or above the 80th percentile on either SAT or ACT based on the National Percentile Ranks in effect when the classroom teacher took the assessment and have been rated highly effective pursuant to s. 1012.34, F.S., in the school year immediately preceding the year in which the scholarship is awarded (unless the classroom teacher is newly hired and has not been evaluated). Once a classroom teacher is deemed eligible by a school district, including those deemed eligible in 2015-2016, the teacher shall remain eligible as long as he or she remains employed by the school

district as a classroom teacher at the time of the award and receives a highly effective performance evaluation rating.

- Identify annual timelines for determining eligibility and distribution of funds to include:
 - By November 1, classroom teachers must submit to their school district an official record of their SAT or ACT scores.
 - By December 1, school districts must submit number of eligible classroom teachers to the department.
 - By February 1, the department must disburse scholarship funds to each school district. If the number of eligible classroom teachers exceeds the total authorized appropriate, the department must prorate the per-teacher amount.
 - By April 1, school districts must award the scholarship to eligible classroom teachers.
- Establish that for purposes of this section, “school district” includes Florida School for the Deaf and the Blind and charter school governing boards.
- Provide an expiration date for this section of July 1, 2017.

Section 26:

Amends s. 1012.75 F.S. Liability of teacher or principal; excessive force, to

- Extend the educator liability insurance program until July 1, 2017.

Section 27:

Amends s. 1013.64 F.S., Funds for comprehensive educational plant needs; construction cost maximums for school district capital projects, to:

- Delete references to full-time equivalent before membership, adds prekindergarten exceptional student as part of the capital outlay membership, changes the calculation for capital outlay membership to counting instead of averaging, adds that if the prior year’s third survey count is higher than the current years second survey, the prior year’s third survey count shall be used for determining current capital outlay membership, adds FISH will be updated with current capital outlay membership after verification of the membership and realphabetized the section.

Section 28:

Amends s. 1004.935 F.S. Adults with Disabilities Workforce Education Pilot Program, to

- Extend the Adults with Disabilities Workforce Education Pilot Program to June 30, 2017.

Section 29:

Provides that the revisions to s.1004.935 (1), F.S., expire July 1, 2017.



Section 32:

Amends s. 1009.986 F.S. Florida ABLE program, to:

- Limit the amount of the appropriation of the Minority Teaching Scholarship that can be spent for administration.

Section 33:

Amends s. 1009.986 F.S. Florida ABLE program, to:

- Require that if Federal Regulations are finalized before July 1, 2016 or the Florida ABLE board determines that a superior or equivalent alternative through contracting with another state at a significant savings to the state, then the implementation date of Florida ABLE may be extended to December 31, 2016.

Section 35:

Amends s. 1011.62 F.S., Funds for operation of schools, to:

- Extend the policy for calculation of the Prior Period Funding Adjustment Millage for 2016-17.

General Implementation Timeline:

July 1, 2016	The act shall take effect unless expressed otherwise in the act.
2 working days prior to July 19, 2016	Department of Revenue to report to Commissioner of Education its most recent estimate of the taxable value for school districts.
July 19, 2016	Commissioner of Education to certify to each district school board the millage rate.
September 1, 2016	Board of Trustees will report to the Division of Florida Colleges revenue generated by the distance learning course user fee for prior fiscal year and how the total amount of revenue was expended.
October 1, 2016	State Board of Education shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report of the prior fiscal year's Performance-Base Incentives funding allocation, which must reflect the rankings and award distributions.



- December 1, 2016 School districts will submit to DOE the number of eligible classroom teachers who qualify for the Best and Brightest Scholarships.
- December 31, 2016 Florida College System institutions submit monitoring reports, including improvement plans, for the Performance-Base Incentives to the state board.
- February 1, 2017 DOE must disburse Best and Brightest Scholarship funds to each school district.
- May 31, 2017 Florida College System institutions submit monitoring reports, including improvement plans, for the Performance-Base Incentives to the state board.



**HB 5005 State-administered Retirement Systems
(CH. 2016-63, Laws of Florida)**

Bill Sponsor: Appropriations Committee

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

The bill revises the required employer retirement contribution rates for members of certain membership classes and subclasses of the Florida Retirement System (FRS), and revises employer assessment to offset costs of administering the FRS investment plan and providing educational services.

Section 2.

Amends s. 121.71, F.S., Uniform rates; process; calculations; levy. To:

- Revise the required employer retirement contribution rates and the rates required to address the normal costs and unfunded actuarial liability for each class and subclass of the FRS:

Membership Class	"Blended" Normal Costs		Unfunded Actuarial Liability	
	7/1/2015	7/1/2016	7/1/2015	7/1/2016
Regular Class	2.91%	2.97%	2.65%	2.83%
Special Risk Class	11.35%	11.35%	8.99%	8.92%
Special Risk Administrative Class	3.71%	3.87%	27.54%	22.47%
Elected Officers Class				
Leg/Gov/SAs/PDs	6.48%	6.63%	37.62%	33.75%
Judges	11.39%	11.68%	22.62%	23.30%
County Elected Officers	8.48%	8.55%	32.09%	32.20%
Senior Management	4.32%	4.38%	15.41%	15.67%
DROP	4.10%	4.17%	7.12%	7.10%

Section 3.

Amends s. 121.74, F.S., Administrative and educational expenses, to:



HB 5101 Medicaid
(CH. 2016-65, Laws of Florida)

Bill Sponsor: Health Care Appropriations Subcommittee

Effective Date: July 1, 2016

DOE Contact: Adam Miller, Executive Director, Office of Independent Education and Parental Choice,
(850) 245- 0502

Executive Summary:

This bill directs the Agency for Health Care Administration to pay private schools and charter school that are Medicaid providers for specified school based services under certain parameters.

Section 18.

Creates s.409.9072, F.S., Medicaid provider agreements for charter schools and private schools, to:

- Require the Agency for Health Care Administration (agency), if it receives a specific appropriation, to reimburse private schools and charter schools which are Medicaid providers for school-based services pursuant to the rehabilitative services option under 42. U.S.C. s. 1396d(a)(13) to children under the age of 21 who have specified disabilities who are eligible for Medicaid and part B or part H of IDEA or have an Individual Education Plan (IEP).
- Provide the process for private schools and charter schools to enroll as Medicaid providers and requires the agency to work with the schools to verify Medicaid eligibility.
- Require schools to:
 - Develop and maintain the financial and IEP records needed to document appropriate use of funds.
 - Comply with all state and federal Medicaid laws, rules, and regulations.
 - Be responsible for reimbursing any unallowable expenditures.
- Describe the services for which schools can be reimbursed.
- Allow the agency to conduct reviews to ensure school has capability to comply with its responsibilities.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



HB 7003 Individuals with Disabilities

(CH. 2016-03, Laws of Florida)

Bill Sponsor: Representative Caldwell

Effective Date: July 1, 2016

DOE Contact: Tanya Cooper, Director of Governmental Relations, (850) 245-0507

Executive Summary:

The bill addresses the employment and economic independence of individuals with disabilities.

Specifically, as it relates to education, the bill:

- Creates the Employment First Act, which requires certain state agencies and organizations to develop an interagency cooperative agreement to ensure a long-term commitment to improving employment outcomes for individuals who have a disability;
- Creates the Financial Literacy Program for Individuals with Developmental Disabilities (Literacy Program) within the Department of Financial Services (DFS) to promote economic independence and successful employment of individuals with developmental disabilities by providing information and outreach to individuals and employers.

Sections related to education:

Section 1.

Creates s. 17.68, F.S., Financial Literacy Program for Individuals with Developmental Disabilities, to:

- Establish the Financial Literacy Program for Individuals with Developmental Disabilities within the Department of Financial Services.
- Require that the Department of Financial Services provide the following by October 1, 2016:
 - A clearinghouse of information regarding the program and other resources available for individuals with developmental disabilities which shall be posted on the department's website; and
 - Publish a brochure describing the program and make print copies available upon request.

Section 4.

Amends s.110.112, F.S. Affirmative action; equal employment opportunity, to:

- Require each executive agency to report on the agencies progress toward increasing employment among women, minorities, and individuals who have a disability.

- Require the Department of Management Services, in consultation with the Agency for Persons with Disabilities, the Division of Blind Services and the Division of Vocational Rehabilitation of the Department of Education, the Department of Economic Opportunity, and the Executive Office of the Governor, to develop and implement programs that incorporate internships, mentoring, on-the-job training, unpaid work experience, situational assessments and other innovative strategies that are specifically geared toward individuals who have a disability.
- Require that by January 1, 2017, each executive agency shall develop an agency-specific plan that addresses how to promote employment opportunities for individuals who have a disability.

Section 7.

Creates the Employment First Act, to:

- Require the following state agencies to develop an interagency cooperative agreement to implement the this act:
 - Division of Vocational Rehabilitation;
 - Division of Blind Services;
 - Bureau of Exceptional Education and Student Services;
 - Agency for Person with Disabilities;
 - Substance Abuse and Mental Health Program Office of the Department of Children and Families;
 - Department of Economic Opportunity;
 - CareerSource Florida;
 - Florida Developmental Disabilities Council;
 - Florida Association of Rehabilitation Facilities; and
 - Other appropriate organizations.

General Implementation Timeline:

July 1, 2016	The act shall take effect.
January 1, 2017	Provide an agency-specific plan that addresses how to promote employment opportunities for individuals who have a disability.



**HB 7007 Department of Agriculture and Consumer Services
(CH. 2016-61, Laws of Florida)**

Bill Sponsor: Agriculture and Natural Resources Subcommittee

Effective Date: July 1, 2016

Contact: Lisa Church, Division of Food, Nutrition and Wellness, Florida Department of Agriculture and Consumer Services, (850) 617-7413

Executive Summary:

While this program is managed by the Florida Department of Agriculture and Consumer Services, FDOE is including this bill in its summary to provide information to school districts. This summary includes only substantive changes pertinent to school districts.

Section 39.

Amends s. 595.407, F.S., Children's summer nutrition program, to:

- Clarify that summer nutrition programs should operate within the required distance from a school which serves children in grades K-5 (including combination schools).
- Modify consecutive day requirement to 35 days between ending/beginning of school years.
- Exempt holidays from days of operation requirement.

General Implementation Timeline:

July 1, 2016 The act shall take effect.



**SB 7016 Interstate Compact on Educational Opportunity for Military Children
(CH. 2016-34, Laws of Florida)**

Bill Sponsor: Committee on Military and Veterans Affairs, Space, and Domestic Security

Effective Date: April 9, 2016

DOE Contact: Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509

Executive Summary:

The bill reenacts provisions in law establishing and implementing the Interstate Compact on Educational Opportunity for Military Children and provides for future legislative review and repeal.

Section 1.

Creates s. 1000.361, F.S., Dues for the Interstate Compact on Educational Opportunity for Military Children, to:

- Require annual Compact dues to be paid within existing resources by the Department of Education.
- This section is effective July 1, 2016.

Section 2.

Creates s. 1000.40, F.S., Future Repeal of the Interstate Compact on Educational Opportunity for Military Children, to:

- Provide for the repeal of sections 1000.36, 1000.361, 1000.38, and 1000.39, F.S., effective July 1, 2019, unless reviewed and saved from repeal through reenactment by the Legislature.
- This section is effective July 1, 2016.

Section 3.

- Repeals section 2 of chapter 2013-20, Laws of Florida, which reads: "Sections 1000.36, 1000.37, 1000.38, and 1000.39, Florida Statutes, shall stand repealed 3 years after the effective date of this act unless reviewed and saved from repeal through reenactment by the Legislature."

General Implementation Timeline:

April 9, 2016 Except as otherwise expressly provided in this act, this act shall take effect, or if it fails to become law until after that date, it shall take effect upon becoming a law and operate retroactively to April 9, 2016.



HB 7019 Education Access and Affordability
(CH. 2016-236, Laws of Florida)

Bill Sponsor: Representative Porter

Effective Date: July 1, 2016

DOE Contact: Madeline Pumariega, Chancellor, Division of Florida Colleges, (850) 245-0407

Executive Summary:

The bill modifies requirements related to higher education textbooks and instructional materials affordability and promotes public awareness on higher education costs. Specifically, the bill:

- Expands textbook affordability provisions to include instructional materials.
- Modifies the textbook and instructional materials affordability policies, procedures, and guidelines adopted by the State Board of Education to include new issues and specifies reporting requirements regarding textbooks and instructional materials.
- Establishes college affordability provisions to identify strategies and initiatives to reduce the cost of higher education, and specifies annual reporting requirements regarding college affordability.
- Establishes notification requirements to inform students and the public, clearly and specifically, about any upcoming institutional boards of trustees meeting at which a vote will be taken on proposed increases in tuition and fees.

Section 1.

Amends s. 1001.7065, F.S., Preeminent state research universities program, to:

- Include the term instructional materials as an exclusion in the costs associated with tuition for an online degree program.

Section 2.

Creates s. 1004.084, F.S., College affordability, to:

- Require the State Board of Education and Board of Governors to annually identify strategies to promote college affordability for all Floridians by evaluating, at a minimum, the impact of:
 - Tuition and fees on undergraduate, graduate, and professional students at public colleges and universities and graduate assistants employed by public universities.
 - Federal, state, and institutional financial aid policies on the actual cost of attendance for students and their families.
 - The costs of textbooks and instructional materials.

- Require the State Board of Education to submit a report on their respective college affordability initiatives to the Governor, the President of the Senate, and the Speaker of the House of Representatives, by December 31 of each year, beginning in 2016.

Section 3.

Amends s. 1004.085, F.S., Textbook and instructional materials affordability to:

- Expand textbook affordability provisions to include instructional materials.
- Require each Florida College System (FCS) institution board of trustees to examine each semester the cost of textbooks and instructional materials by course and course section for all general education course offerings.
 - Identify any variance in the cost of textbooks and instructional materials among different sections of the same course and the percentage of textbooks and instructional materials that remain in use for more than one term. Courses with a wide variance in textbooks and instructional materials costs among sections or with frequent changes in textbooks and instructional materials must be reported to the appropriate academic department chair for review.
 - The bill specifies a July 1, 2018 deadline for repeal of these general education course provisions.
- Each FCS institution board of trustees is authorized to adopt policies in consultation with providers, including bookstores, which allow for the use of innovative pricing techniques and payment options for textbooks and instructional materials. Such policies may include:
 - Bulk pricing arrangements that enable students to purchase course materials or texts that are delivered digitally; delivered through other technologies that are, or the licenses of which are, required for use within a course; or delivered in a print format.
 - Innovative pricing techniques and payment options must include an opt-in provision for students and may be approved only if there is documented evidence that the options reduce the cost of textbooks and instructional materials for students taking a course.
- Require each FCS institution to prominently post in the institution's course registration system and on the institution's website, a hyperlink to lists of required and recommended textbooks and instructional materials for at least 95 percent of the courses and course sections offered by the institution during the upcoming term.
- Change the statutory deadline for posting the textbook information from at least 30 days to at least 45 days before the first day of class for each term.
- Modify the textbook and instructional materials affordability policies, procedures, and guidelines, which must be adopted by the State Board of Education (SBE), to include new issues addressing:

- The establishment of deadlines for an instructor or department to notify the bookstore of required and recommended textbooks and instructional materials so that the bookstore may verify availability, source lower cost options when practicable, explore alternatives with faculty when academically appropriate, and maximize the availability of used textbooks and instructional materials.
- Confirmation by the course instructor or academic department offering the course, before the textbook or instructional materials adoption is finalized, of the intent to use all items ordered, particularly each individual item sold as part of a bundled package.
- Consultation with school districts to identify practices that impact the cost of the dual enrollment textbooks to school districts, including length of time that textbooks and instructional materials remain in use.
- Selection of textbooks and instructional materials through cost-benefit analyses that help students obtain the highest quality product at the lowest available price by considering specified options (e.g., purchasing digital textbooks in bulk, expanding the use of openaccess textbooks and instructional materials, providing rental options for textbook and instructional materials, and developing mechanisms to assist in buying, renting, selling, and sharing textbooks and instructional materials).
- Require the board of trustees of each Florida College System institution to report, by September 30 of each year, beginning in 2016, to the Chancellor of the Florida College System:
 - The textbook and instructional materials selection process for general education courses with a wide cost variance identified and high- enrollment courses;
 - Specific initiatives of the institution designed to reduce the costs of textbooks and instructional materials; policies implemented regarding textbook notice;
 - The number of courses and course sections that were not able to meet the textbook and instructional materials posting deadline for the previous academic year; and any additional information determined by the chancellors.
- Require by November 1 of each year, beginning in 2016, each chancellor shall provide a summary of the information provided by institutions to the State Board of Education.

Section 4.

Amends s. 1009.23, F.S. Florida College System institution student fees, to,

- Require each Florida College System institution to publicly notice and notify all enrolled students of any proposal to increase tuition or fees at least 28 days before its consideration at a board of trustees meeting. The notice must:
 - Include the date and time of the meeting at which the proposal will be considered.

- Specifically outline the details of existing tuition and fees, the rationale for the proposed increase, and how the funds from the proposed increase will be used.
- Be posted on the institution's website and issued in a press release.

Section 5.

State University student fees.

Section 6.

The act shall take effect July 1, 2016.

General Implementation Timeline:

July 1, 2016	The act shall take effect.
September 30	FCS Boards of Trustees shall report on the textbook and instructional material process.
December 31, 2016	Submit a report on their respective college affordability initiatives to the Governor, the President of the Senate, and the Speaker of the House of Representatives.
November 1	Each Chancellor shall provide a summary of the information provided by FCS Boards of Trustees on the textbook and instructional material process.



HB 7029 School Choice
(CH. 2016-237, Laws of Florida)

Bill Sponsor: Choice and Innovation Subcommittee

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406
Madeline Pumariega, Chancellor, Division of Florida College System, (850) 245-9449
Hershel Lyons, Chancellor, Division of Public Schools, (850) 245-0509
Adam Miller, Executive Director, Office of Independent Education and Parental Choice,
(850) 245-0502

Executive Summary:

The bill amends numerous provisions of the education statutes relating to K-12 education policy and funding, postsecondary education funding, school choice and school construction.

Charter Schools:

- Provides for automatic termination of charter school that receives two consecutive grades of "F".
- Allows charter schools to provide enrollment preference for students attending failing school.
- Revises charter school capital outlay allocation:
 - Provides weighted funding for schools that meet one or both of the following criteria:
 - 75 percent or more of school's students eligible for FRL
 - 25 percent or more of school's students are students with disabilities

K-12 Public Schools:

- Provides that parents of public school students have the right to a school financial report that indicates the average amount of money expended per student in the school.
- Requires that, beginning in 2017-18, each district and charter school must adopt a controlled open enrollment plan that allows a student to enroll in any public school in the state that has not reached capacity (subject to maximum class-size requirements).
- Allows additional options to meet the online course requirement for high school graduation.
- Requires each school district to add four special consideration points to the matrix of services for students who are deaf and enrolled in an auditory-oral education program beginning in the 2017-18 school year.
- Requires each school district to establish a transfer process for a parent to request that his or her child be transferred to another classroom teacher.
- Allows district school boards to reemploy retirees who successfully complete the probationary contract under an annual contract as defined in s. 1012.335(1), F.S.

- Adds Advanced Placement (AP) and College Level Examination Program (CLEP) exams as options for students to pass and earn course credit instead of being enrolled in or completing the corresponding course.
- Provides that a student be immediately eligible to participate in high school athletic competitions in the school he/she first enrolls each school year.
- Requires the Florida High School Athletic Association (FHSA) to allow a private school the option of full membership in the association or to join by individual sport. A public school may be allowed the option to apply for consideration to join another athletic association.
- Prohibits the Office of Early Learning from adopting a kindergarten readiness rate for the 2014-15 and 2015-16 Voluntary Prekindergarten Education Program years.
- Requires FDOE, in consultation with the Statewide Office for Suicide Prevention and suicide prevention experts, to develop a list of approved youth suicide awareness and prevention training materials for grades K-12 instructional personnel.
- Requires that students must be informed of their right to not participate in the reciting of the pledge of allegiance by written notice in the student handbook or a similar publication.
- Establishes Gold Seal of Biliteracy (highest level of competency) or a Silver Seal of Biliteracy (second-highest level of competency).
- Creates a new subsection of s. 617, F.S., the Florida Not For Profit Corporation Act, to define membership associations and restrictions on dues paid with public funds to a membership association.
- Revises school district efforts and participation requirements pertaining to projects funded through the Special Facilities Construction Account. Revises provisions for special facilities construction projects to align with OPPAGA recommendations, to modify application submission and review deadlines, and to give districts flexibility in meeting participation requirements.
- Revises provisions related to limits on student station construction cost; requires EDR to study cost effectiveness and report to the governor and legislature by January 31, 2017; requires Auditor General to verify school district compliance with construction cost limits; mandates three-year sanctions for noncompliance; and sets cost thresholds for all capital outlay funds, including local funds.
- Requires OPPAGA to study the State Requirements for Education Facilities (SREF) to identify requirements that can be eliminated or modified to decrease construction costs while ensuring student safety and to report findings to the governor and legislature by January 31, 2017.
- Allows four limited exceptions to SREF, if authorized by supermajority vote of district school board following a public hearing and cost-benefit analysis.
- Changes the name of the Florida National Merit Scholar Incentive Program to the Benacquisto Scholarship Program and encourages public and private institutions, but requires eligible state universities, to become sponsors of the National Merit Scholarship Program.
- Revises provisions relating to charter schools, virtual education and the Florida Education Finance Program (FEFP).

Florida College System:

- Establishes in law, rather than proviso or the implementing bill, the Performance-Based Incentive for the Florida College System.
- Creates the Distinguished Florida College System Program. This program is a collaborative partnership between the State Board of Education and the Legislature to recognize the excellence of Florida's highest-performing Florida College system institutions.

Section 1.

Creates s. 617.221, F.S., Membership associations; reporting requirements; restriction on use of funds, to:

- Define "membership association."
- Allow public funds to be used to pay membership association dues for an elected or appointed public officer, unless the officer opts not to join the membership association.

Section 2.

Amends s. 1001.42, F.S., Powers and duties of district school board, to:

- Allow district school board members to visit schools to observe the management and instruction, give suggestions for improvement, and advise citizens with the view of promoting interest in education and improving the school.

Section 3.

Creates s. 1001.67, F.S., Distinguished Florida College System Program, to:

- Establish a collaborative partnership between the State Board of Education and the Legislature to recognize the excellence of Florida's highest-performing Florida College System institutions.
- Require the State Board of Education to designate each Florida College System institution that meets five of the seven standards identified below as a distinguished college. The following excellence standards are established for the program:
 - A 150 percent-of-normal-time completion rate of 50 percent or higher.
 - A 150 percent-of-normal-time completion rate for Pell Grant recipients of 40 percent or higher.
 - A retention rate of 70 percent or higher.
 - A continuing education, or transfer, rate of 72 percent or higher for students graduating with an associate of arts degree.
 - A licensure passage rate on the National Council Licensure Examination for Registered Nurses (NCLEX-RN) of 90 percent or higher for first-time exam takers.

- A job placement or continuing education rate of 88 percent or higher for workforce programs.
- A time-to-degree for students graduating with an associate of arts degree of 2.25 years or less for first-time-in-college students with accelerated college credits.
- Provide that a Florida College System institution designated as a distinguished college by the State Board of Education is eligible for a share of \$2 million, as specified in the General Appropriations Act.

Section 4.

Amends s. 1002.20., F.S., K-12 student and parent rights, to:

- Add CAPE digital tools, CAPE industry certifications and collegiate high school programs to the list of public educational choice options available to students.
- Add the Florida Personal Learning Scholarship Account (Gardiner) program to the list of private educational choice options available to students.
- Provide that parents have the right to an easy-to-read financial report that indicates the average amount of money expended per student in their school.
- Provide that a student is immediately eligible to participate in high school athletic competitions in the school in which the student first enrolls each school year.

Section 5.

Amends s. 1002.31., F.S., Controlled open enrollment; public school parental choice, to:

- Provide that, beginning in the 2017-18 school year, each district school board and charter school must adopt a controlled open enrollment plan that allows a parent from any school district in the state whose child is not subject to a current expulsion order to enroll his or her child in and transport his or her child to any public school that has not reached capacity, subject to the maximum class size requirements.
- Provide that district and charter school capacity determinations must be current and must be identified on their respective websites.
- Provide that districts must incorporate the specifications, plans, elements, and commitments contained in the school district educational facilities plan and the long-term work programs required under s. 1013.35, F.S., into their capacity determinations.
- Require districts to provide preferential treatment in their controlled open enrollment processes to:
 - Dependent children of active duty military personnel whose move resulted from military orders;

- Children who have been relocated due to a foster care placement in a different school zone;
 - Children who move due to a court-ordered change in custody due to separation or divorce, or the serious illness or death of a custodial parent; and
 - Students who reside in the district.
- Provide that a charter school may provide preferential treatment in its controlled open enrollment participation process to the enrollment limitations set forth in s. 1002.33(10), F.S., if such purposes are identified in the charter agreement.
 - Require each charter school to annually post on its website the application process to participate in controlled open enrollment.
 - Provide that students residing in the district may not be displaced by a student from another district seeking enrollment.
 - Prohibit a district or charter school from delaying eligibility or otherwise preventing a student participating in open enrollment from being immediately eligible to participate in interscholastic and intrascholastic extracurricular activities.
 - Prohibit a student from participating in a sport if the student participated in the same sport at another school during the same year, unless the student meets certain criteria.

Section 6.

Amends s. 1002.53, F.S., Voluntary Prekindergarten Education program; eligibility and enrollment, to:

- Allow parents whose children are born February 2 through September 1 of a calendar year the option of enrolling their child in a Voluntary Prekindergarten (VPK) Education Program in the school year in which the child becomes eligible, or deferring enrollment until the following school year.

Section 7.

Amends s. 1002.33, F.S., Charter schools, to:

- Require charter applicants to include a list of currently or previously operated charter schools to include academic and financial data for each school.
- Allow an approved charter applicant to defer the opening of the school for up to two years to provide adequate facility planning. The school must provide written notice of such intent to the sponsor and parents at least 30 calendar days before the first day of school.
- Prohibit a charter school from basing admission or dismissal decisions on a student's academic performance.

- Require charter schools to begin submitting monthly financial statements to the district upon the execution of the charter contract and require the district to review the financial statements.
- Provide for the automatic termination of a charter school contract if the school receives two consecutive grades of "F", unless the school meets one of three exceptions in law.
- Allow a charter school to provide enrollment preferences for students currently attending or assigned to a failing school.
- Provide that charter schools are eligible to receive the research-based reading allocation.
- Provide that districts shall distribute FEFP payments monthly or twice a month beginning with the districts' fiscal year. Each payment shall be 1/12 or 1/24 of the total state and local funds.
- Provide that, for the first two years of operation, the initial (July through October) FEFP payments to a charter school shall be based upon the school's projected enrollment unless the actual enrollment is less than 75 percent of the projected enrollment. If the actual enrollment is less than 75 percent of the projected enrollment, the payments shall be based upon the actual enrollment.
- Prohibit a district from delaying payments to a charter school based on the timing or receipt of local funds.

Section 8.

Amends s.1002.331, F.S., High-performing charter schools, to:

- Delete conflicting language and clarify that the Commissioner of Education shall declassify a high-performing charter school if it fails to meet the eligibility criteria set forth in law.

Section 9.

Creates s. 1001.66, F.S., Florida College System Performance-Based Incentive, to:

- Award a Florida College System Performance-Based Incentive to Florida College System institutions using performance-based metrics adopted by the State Board of Education (SBE).
- Require that the performance-based metrics must include:
 - Retention rates.
 - Program completion and graduation rates.
 - Postgraduation employment, salaries, and continuing education for workforce education and baccalaureate programs, with wage thresholds that reflect the added value of the certificate or degree.
 - Outcome measures appropriate for associate of arts degree recipients.
- Require the SBE to adopt benchmarks to evaluate each institution's performance on the metrics and determine whether each institution has achieved excellence or needs improvement.

- Require the SBE to establish minimum requirements to receive performance funding.
- Require colleges identified as needing an improvement plan to be monitored and to submit reports by December 31 and May 31 each year. Beginning 2017-18, ability to submit improvement plan is limited to one fiscal year.
- State that the amount of funding from the state and the institution's base funding will be according to General Appropriations Act.
- Require the SBE, by October 1, to report to Governor, Speaker and President on prior fiscal year allocations, which must reflect rankings and award distributions.
- Require the SBE to adopt rules to administer the program.

Section 13.

Amends s. 1003.4282, F.S., Requirements for a standard high school diploma, to:

- Clarify language that an online course taken in grade 6, grade 7 or grade 8 fulfills the requirements of this subsection.
- Add that a district school board or a charter school governing board may offer students the following options to satisfy the online course requirements of this subsection:
 - Completion of a course in which a student earns a nationally recognized industry certification in information technology that is identified on the Career and Professional Education Act (CAPE) Industry Certification Funding List pursuant to s. 1008.44, F.S., or passage of the information technology certification examination without enrollment in or completion of the corresponding courses, as applicable.
 - Passage of an online content assessment, without enrollment of the corresponding course or courses, by which the student demonstrates skills and competency in locating information and applying technology for instructional purposes.
- Add language that, for purposes of this subsection, a school district may not require a student to take the online course outside the school day or in addition to a student's courses for a given semester.

Section 14.

Amends s. 1013.62., F.S., Charter schools capital outlay funding to:

- Require a charter school to be in operation for two years, instead of three, to receive charter school capital outlay funding, so long as the school meets the remaining eligibility criteria.
- Prohibit a charter school from receiving charter school capital outlay funding if the school's most recent audit reveals any of the financial emergency conditions identified in s. 218.503(1), F.S.

- Delete the prioritization schedule that maintained capital outlay funding levels for those charter schools that received capital outlay in the 2005-06 school year.
- Allocate charter school capital outlay funds on a weighted basis to charter schools that have a student population of which 75 percent or more of the students are eligible for free or reduced-price school lunch, or 25 percent or more are students with disabilities.
 - Schools that do not have 75 percent or more of their students eligible for free or reduced-price lunch, or 25 percent or more students with disabilities, will be funded on a per FTE basis.
 - Schools that have either 75 percent or more of their students eligible for free or reduced-price lunch, **or** 25 percent or more students with disabilities, will receive an additional 25 percent above the base amount, with their FTE multiplied by 1.25.
 - Schools that have 75 percent or more of their students eligible for free or reduced-price lunch, **and** 25 percent or more students with disabilities, will receive an additional 50 percent above the base amount, with their FTE multiplied by 1.50.

Section 15.

Amends s. 1013.64, F.S, Funds for comprehensive educational plant needs; construction cost maximums for school district capital projects, to:

- Modify statutory authorities and requirements related to the Special Facility Construction Account, and to revise provisions related to limits on student station construction costs, including requiring reports to the governor and legislative leadership on studies of the cost-per-student-station construction amounts and the *State Requirements for Educational Facilities* by January 31, 2017. More specifically, the bill does the following:
- Special Facility Construction Account, s. 1013.64(2), F.S.
 - Revises eligibility requirements, including requirements for the educational plant survey, student enrollment projections and a participating school district's financial participation;
 - Requires that, beginning in the 2019-20 fiscal year, a district seeking a project must have levied the maximum discretionary capital improvement millage against its nonexempt assessed property value or an equivalent amount of revenue from the school capital outlay sales surtax for a minimum of three years prior to application and continuing until the district's participation requirement is met;
 - Provides that, if a district employs a consultant in the preparation of a survey or survey amendment, the consultant may not be employed by, or receive compensation from, a third party that designs or constructs a project recommended by the survey; and
 - Modifies provisions for application submission and review (including adding a February 1 application deadline and June 1 Phase III construction plan submission deadline) if a

school district seeks inclusion of the project in the department's next capital outlay budget request, extends the preapplication review period to 90 days and provides for an FDOE representative to chair the committee.

- Cost of Construction, s. 1013.64(6), F.S.
 - Requires a school district to maintain accurate documentation related to the costs of all new construction reported to the department, the Auditor General to review the documentation to verify compliance with construction cost limits as part of operational audits, and the department to make a final determination of compliance based on the Auditor General's recommendation;
 - Requires the Office of Economic and Demographic Research, in consultation with the department and industry experts, to study student station construction costs using current data for classrooms, core facilities and specialty spaces, and report to the governor and legislative leadership by January 31, 2017;
 - Requires the Office of Program Policy Analysis and Government Accountability, in consultation with the department, to review State Requirements for Educational Facilities (SREF) to identify modifications to reduce costs while ensuring student safety in a report to the governor and legislative leadership by January 31, 2017;
 - Provides that, beginning July 1, 2017, the cost of construction limits must be applied to all projects from all capital outlay funding sources, and provides for the following sanctions to be enforced in the ensuing three-year period if the Auditor General determines a district has exceeded the limits:
 - Loss of eligibility for Public Education Capital Outlay allocations; and
 - Supervision by a district capital outlay oversight committee comprising appointees of the Commissioner of Education, the office of the state attorney with jurisdiction, and the Chief Financial Officer, none of whom may be a school district employee or relative, or an elected official;
 - Requires the department to provide cost-of-construction reports to the Auditor General for verification; and
 - Removes the requirement that the department annually report, by December 31, a summary of each school district's spending in excess of the maximum cost per student station to the governor and legislative leadership.

Section 16.

Amend s. 1002.37, F.S., The Florida Virtual School, to:

- Remove the duplicate definition of a “full-time equivalent student.”

Section 17.

Amends s. 1002.391, F.S., Auditory-oral education programs, to:

- Require each school district to add four special consideration points to the matrix of services for students who are deaf and enrolled in an auditory-oral education program beginning in the 2017-18 school year.

Section 18.

Amends s. 1002.45, F.S., Virtual Instruction Programs, to:

- Revise the designation of a school improvement rating of “Declining” to “Unsatisfactory” to conform to s. 1008.341, F.S., School Improvement Rating for Alternative Schools.

Section 19.

Creates s. 1003.3101, F.S., Additional educational choice options, to:

- Require each school district board to establish a transfer process for a parent to request his or her child be transferred to another classroom teacher.
- Add that this section does not give a parent the right to choose a specific classroom teacher.
- Require that a school must approve or deny the transfer within two weeks after receiving a request.
- Add that, if a request is denied, the school must notify the parent and specify the reasons for the denial.
- Require that an explanation of the transfer process must be made available in the student handbook or similar publication.

Section 20.

Amends s. 1003.4295, F.S., Acceleration options, to:

- Delete references to specific subjects that require statewide, standardized end-of-course (EOC) assessments with regard to the credit acceleration program (Algebra I, Algebra II, geometry, United States history, and biology).
- Add that for purposes of the credit acceleration program, a student is allowed to earn high school credit in courses required for high school graduation through the passage of an EOC assessment administered under s. 1008.22, F.S., an Advanced Placement (AP) examination or a College Level Examination Program (CLEP).
- Include that, if a student attains a passing score on a statewide, standardized EOC assessment, AP Examination or CLEP examination, then a school district is required to award course credit to the student (who is not enrolled in the course or who has not completed the course).

- Clarify that a school district shall permit a public school or home education student who is not enrolled in the course or who has not completed the course to take the assessment or examination during the regular administration of the assessment or examination.

Section 21.

Amends s. 1004.935, F.S., Adults with Disabilities Workforce Education, to:

- Establish the Adults with Disabilities Workforce Education program as a permanent program.

Section 22.

Amends s. 1006.15, F.S., Student standards for participation in interscholastic and intrascholastic extracurricular student activities; regulation, to:

- Define the term “eligible to participate” to include, but not be limited to, a student participating in tryouts, off-season conditioning, summer workouts, preseason conditioning, in-season practice or contests.
- Allow a transfer student to be eligible to join an existing interscholastic or intrascholastic team immediately if all other eligibility criteria are met. A student is not allowed to participate in the same sport at another school during that school year unless specific criteria are met.

Section 23.

Creates s. 1006.195, F.S., District school board, charter school authority and responsibility to establish student eligibility regarding participation in interscholastic and intrascholastic extracurricular activities, to:

- Specify requirements for district school board and charter school authority codes of conduct detailing student eligibility criteria and related student disciplinary actions regarding participation in interscholastic and intrascholastic extracurricular activities.
- Designate the Florida High School Athletic Association (FHSAA) to continue jurisdiction over specific provisions in s. 1006.20, F.S., to include membership in FHSAA, recruiting prohibitions and violations, student medical evaluations, investigations, sanctions for coaches, school eligibility and forfeiture of contests, student concussions or head injuries, sports medical advisory council and the general operational provisions of the organization.

Section 24.

Amends s. 1006.20, F.S., Athletics in public K-12 schools, to:

- Require FHSAA to allow a private school the option of full membership in the association or to join by individual sport. A public school may be allowed the option to apply for consideration to join another athletic association.

- Require FHSAA bylaws governing residence and transfer to allow a student to be eligible immediately at the school he or she first enrolls in each school year. In addition, a transfer student is eligible immediately to join an existing team if all other eligibility criteria are met.
- Include escalating penalties for recruitment violations by a school district employee or contractor that are in violation of FHSAA bylaws. A student's eligibility to participate in athletics may not be affected by alleged recruiting violations until final disposition of the allegation.
- Create a point of entry into the FDOE disciplinary review process for certified educators for third-time offenders of FHSAA recruiting violations.
- Require the Commissioner of Education to file a formal complaint upon a finding of probable cause.
- Require the educator's certificate be revoked for three years if the complaint is upheld. Require FDOE to revoke adjunct certificates issued pursuant to s. 1012.57, F.S., and all permissions under ss. 1012.39 and 1012.43, F.S., for third-time teacher recruiting violations.
- Establish forfeiture of all competitions and honors received by a school, team or activity if any student who participated was recruited in violation of FHSAA bylaws or state law.

Section 25.

Amends s. 1007.35, F.S., Florida Partnership for Minority and Underrepresented Student Achievement, to:

- Conform all references to the former Preliminary ACT (PLAN) to its new replacement assessment, "ACT Aspire."

Section 26.

Amends s. 1009.893, F.S., Florida National Merit Scholarship Incentive Program and s. 1009.40, F.S., General Requirements for student eligibility for state financial aid awards and tuition assistance grants, to:

- Change the name of the Florida National Merit Scholar Incentive Program to the Benacquist Scholarship Program.
- Refer to a student who receives an award under the Benacquist Scholarship as a "Benacquist Scholar."
- Encourage Florida public or independent postsecondary institutions and require eligible state universities to become college sponsors of the National Merit Scholarship Program.

Section 27.

Amends s. 1011.61, F.S., Definitions, to:

- Delete the provision for double-session schools and schools using an experimental calendar to operate for less than 900 hours for grades 4 through 12, and 720 hours for kindergarten through grade 3.

- Provide proportional FTE for a school that operates for less than the minimum term.
- Delete the provisions requiring an FTE adjustment when a student does not pass an end-of-course exam required to earn a high school diploma. The FTE adjustment was scheduled to begin in the 2016-17 school year.
- Delete the provision requiring the department to determine and implement an equitable funding method for experimental schools.

Section 28.

Amends s. 1011.62, F.S., Funds for operation of schools, to:

- Require the Exceptional Student Education Guaranteed Allocation in the FEFP to be recalculated once during the year based on actual student membership from the October FTE survey. If the calculated allocation exceeds the amount provided in the General Appropriations Act, the total must be prorated to the level of the appropriation based on each district's share of the total recalculated amount.
- Allow students who earn a CAPE Industry Certification through a dual enrollment course to generate additional FTE in the same manner as other non-dual enrollment courses if the certification is not a fundable certification on the post-secondary certification funding list, or is earned as a result of an agreement with a nonpublic postsecondary institution.
- Increase the CAPE industry certification teacher bonus from \$50 to \$75 paid to the teacher for each student taught who earned a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.3 FTE, and to \$100 paid to the teacher for each student taught who earned a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.5 FTE or 1.0 FTE.
- Increase the teacher bonus limit for CAPE Industry Certifications from \$2,000 to \$3,000 in any given school year.
- Make permanent the federally connected student supplement.

Section 29.

Amends s.1011.71(1), F.S., District school tax, to:

- Conform a cross-reference in s. 1011.71(1), F.S.

Section 30.

Amends s. 1012.42, F.S., Teacher teaching out-of-field, to:

- Require school districts to report out-of-field teachers on the district's website within 30 days before the beginning of each semester.

- Allow a parent of a student assigned an out-of-field teacher to request that the child be transferred to an in-field teacher.
- Require school districts to approve or deny requests and transfer students to a different classroom teacher within two weeks if an in-field teacher for the course or grade level is employed by the school and the transfer does not violate maximum class size provisions.
- Require schools to notify parents of transfer requests that are denied, along with reasons for the denial.
- Require explanation of transfer process to be included in the student handbook or similar publication.
- Specify that these provisions do not provide parents the right to choose a specific teacher.

Section 31.

Amends s. 1012.56, F.S., Educator certification requirements, to:

- Allow a charter school to develop and maintain a professional development system for its instructional employees to demonstrate Professional Education Competence (PEC) as a requirement for issuance of a Professional Educator's Certificate.
- Require a charter school to base its approved PEC program on classroom application of the Florida Educator Accomplished Practices (FEAPs) and align the PEC program with its evaluation system established under s. 1012.34, F.S.

Section 32.

Creates s. 1012.583, F.S, Continuing education and inservice training for youth suicide awareness and prevention, to:

- Require FDOE, in consultation with the Statewide Office for Suicide Prevention and suicide prevention experts, to develop list of approved youth suicide awareness and prevention training materials for K-12 instructional personnel.
- Require training to include identification of appropriate mental health services and how to refer students and families for those services. Training may include materials already being used by a school district if materials meet FDOE criteria, as well as programs instructional personnel can complete through self-review.
- A school that chooses to incorporate two hours of approved training for all instructional personnel shall be designated as a "Suicide Prevention Certified School." Training shall be part of the existing inservice training requirements for instructional personnel and may not add to the total hours currently required by FDOE. Participating schools must report participation to FDOE, which will maintain records.



- Stipulate that this section does not create any new duty of care or basis of liability.
- Provide rulemaking authority to the State Board of Education.

Section 33.

Amends s. 1012.795, F.S., Education Practices Commission; authority to discipline, to:

- Add the FHSAA to the list of organizations required to report specified misconduct by certified educators.
- Create a basis for the Education Practices Commission to discipline if the Commissioner of Education determines that probable cause exists to find a third recruiting violation occurred as defined by the FHSAA.

Section 34.

Amends s. 1012.796, F.S., Complaints against teachers and administrators; procedure; penalties, to:

- Require FDOE staff to advise the Commissioner of Education of all referrals submitted by the FHSAA.
- Remove the Commissioner of Education's option to offer a deferred prosecution agreement in FHSAA third-offense recruiting violations.
- Require all sanctions imposed be in addition to, not in lieu of, those penalties required for a third recruiting offense pursuant to s. 1006.20(2)(b), F.S.

Section 35.

Creates s. 1013.385, F.S., School district construction flexibility, to:

- Authorize a district school board to adopt, by supermajority vote, a resolution to implement limited exceptions to the State Requirements for Educational Facilities (SREF).
- Require that the district school board adopt the resolution at a public meeting that begins no earlier than 5 p.m., and conduct a cost-benefit analysis using a professionally accepted methodology for each exception selected by the district school board.
- Allows the implementation of exceptions to the following provisions of SREF if approved by the district school board:
 - Interior non-load-bearing walls -- to permit the use of fire-rated wood stud walls in new construction or remodeling for interior non-load-bearing wall assemblies that will not be exposed to water or located in wet areas;
 - Walkways, roadways, driveways, and parking areas -- to permit the use of designated, stabilized, and well-drained gravel or grassed areas for student parking;
 - Standards for relocatables used as classroom space – to permit installation of relocatable buildings without covered, paved walkway connections to permanent buildings; and

- Building and site lighting – to permit construction without provision of lighting for gravel or grassed auxiliary or student parking areas; the use of timers set to provide lighting for walkways, roadways, driveways, paved parking lots, exterior stairs, ramps and walkways from the exterior of a building to a public walkway, and at building entrances and exits only during periods when the site or building is occupied; and the use of an illumination standard of one footcandle at single-door exits.

Section 36.

- Prohibits the Office of Early Learning from adopting a kindergarten readiness rate for the 2014-15 and 2015-16 Voluntary Prekindergarten Education Program years.
- Requires private providers or public schools that were on probation for the 2013-14 program year to remain on probation until they meet the minimum rate that is adopted.
- Provides an expiration date of July 1, 2017.

Section 37.

Amends s. 1012.33, F.S., Contracts with instructional staff, supervisors, and school principals, to:

- Require retired individuals who are reemployed as instructional personnel to be under a one-year probationary contract as defined in s. 1012.335(2), F.S.
- Allow district school boards to reemploy retirees who successfully complete the probationary contract under an annual contract as defined in s. 1012.335(1), F.S. The retiree is not eligible for a professional service contract.

Section 38.

Amends s. 413.407, F.S., Division of Vocational Rehabilitation; quality assurance; performance improvement plan, to:

- Require the Division of Vocational Rehabilitation to develop and implement, by October 1, 2016, a performance improvement plan (PIP) based on the measureable quarterly progress indicators outlined in the 2015-16 GAA. The PIP must address plans to achieve the following goals:
 - Decreasing the average wait list time for serving clients.
 - Increasing the percentage of participants who:
 - Are in unsubsidized employment during the second and fourth quarters after exit from the program;
 - Obtain a recognized postsecondary credential or a secondary school diploma (or its equivalent) within one year of exiting the program;
 - Enroll in education or training programs that lead to a recognized postsecondary credential or employment while in the program.

- Increasing the number of individuals earning CAPE industry certifications and CAPE postsecondary industry certifications and receiving pre-employment transition services.
- Increasing the median earnings of those in unsubsidized employment during the second quarter after exiting the program.
- Increasing the percentage of youth receiving pre-employment transition services without applying for additional VR services and who obtained an educational credential within one year of exiting the program.
- Increasing the division's effectiveness in serving employers, as indicated in the WIOA.
- Require the division to submit, by December 1 of each year, a performance report to the Governor, the President of the Senate and the Speaker of the House of Representatives that includes:
 - Caseload data, including the number of individuals who apply for and receive services, by service type;
 - Service use data, by service type, including the number of units provided;
 - Financial data, including expenditures for administration and the provision of services; and
 - Outcome data, including the number of cases closed, with and without employment.
- The performance report must include information for the five most recent fiscal years, reported statewide and by service area.

Section 39.

Amends s. 1003.44, F.S., Patriotic programs; rules, to:

- Remove the requirement for posting a notice in a conspicuous place that a student be informed of his/her right to not participate in the reciting of the pledge of allegiance, replacing that with a requirement that all students be informed of this right by a written notice published in the student handbook or a similar publication pursuant to s. 1006.07(2), F.S.
- Require students to be excused from standing and placing their right hand over their heart upon written request by their parent.
- Change "civilians" to "unexcused students," making the requirement to show full respect to the flag specific to unexcused students.

Section 40.

Creates s. 1003.432, F.S., Florida Seal of Biliteracy Program for high school graduates, to:

- Define biliteracy as the attainment of a high level of competency in listening, speaking, reading and writing in one or more foreign languages in addition to English.
- Establish signification of biliteracy on a high school graduate's diploma and transcript as either a Gold Seal of Biliteracy (highest level of competency) or a Silver Seal of Biliteracy (second-highest level of competency), awarded by the Commissioner of Education to high school graduates meeting the requirements.

- Provide the purpose of program is to:
 - Encourage students to study foreign languages.
 - Certify attainment of biliteracy.
 - Provide employers with a method of identifying an individual with biliteracy skills who is seeking employment.
 - Provide a postsecondary institution with a method of recognizing an applicant with biliteracy skills who is seeking admission to the postsecondary institution.
 - Recognize and promote foreign language instruction in public schools.
 - Affirm the value of diversity, honor multiple cultures and foreign languages, and strengthen the relationships among multiple cultures in a community.
- Commences the program in 2016-17 for high school graduates with a standard diploma:
 - Earning four foreign language course credits in the same foreign language, with a cumulative 3.0 grade point average or higher on a 4.0 scale,
 - Achieving a qualifying score on a foreign language assessment, or
 - Satisfying alternative requirements as determined by the State Board of Education.
- Require the State Board of Education to adopt rules to implement this program with specified requirements.

General Implementation Timeline:

July 1, 2016	The act become effective.
July 1, 2016	School districts shall add four special consideration points to the matrix of services for students who are deaf and enrolled in an auditory-oral education program. All database, communication and web changes to the Benacquisto Scholarship, as authorized in Section 26 will be, completed for implementation.
December 1 Annually	VR to submit a performance report.



August 1, 2016

FHSAA must adopt and prominently publish the text of this section on its website and in its bylaws, rules, procedures, training and education materials and all other governing authority documents



**SB 7040 Workforce Development
(CH. 2016-216, Laws of Florida)**

Bill Sponsor: Commerce and Tourism

Effective Date: July 1, 2016

DOE Contact: Rod Duckworth, Chancellor, Division of Career and Adult Education, (850) 245-9047

Executive Summary:

The bill modifies Florida's current program for workforce services in order to implement the federal Workforce Innovation and Opportunity Act (WIOA) of 2014. The federal law requires coordination between core programs in the delivery of workforce services. The four core programs are those under the adult, dislocated worker, and youth programs; employment services under the Wagner-Peyser Employment Act; vocational rehabilitation services; and adult education and literacy activities. The Department of Education (DOE) is responsible for the following core programs:

- Vocational rehabilitation services – Division of Vocational Rehabilitation and Division of Blind Services
- Adult education and literacy activities – Division of Career and Adult Education

The bill deletes or replaces references to the federal Workforce Investment Act of 1998, which has been replaced by the WIOA.

The bill provides membership guidelines for the state workforce board, CareerSource Florida, Inc. (CareerSource), to include membership representation for each of the core programs and the vice chairperson of Enterprise Florida, Inc. The bill changes methods of measuring performance accountability and preparing the state plan in order to conform to federal law. The state plan must be based on a 4-year strategy and is required to include operational and strategic elements for the core programs.

The bill requires the Florida Department of Education to enter into a memorandum of understanding with CareerSource in order to ensure compliance with federal law. A local workforce development board is required to enter into a memorandum of understanding with each one-stop delivery partner regarding sharing of infrastructure costs by July 1, 2017.

Sections 1, 3–5, 8 –19, 21–24, 26–31, 33–44, 46 – 54.

amends ss. 20.60, 212.08, 220.183, 250.10, 288.047, 290.0056, 322.34, 341.052, 414.045, 414.065, 414.085, 414.095, 414.105, 414.106, 414.295, 420.623, 427.013, 427.0155, 427.0157, 433.091, 445.003, 445.004, 445.006, 445.007, 445.0071, 445.009, 445.014, 445.016, 445.017, 445.021, 445.022, 445.024, 445.025, 445.026, 445.030, 445.031, 445.048, 445.051, 1002.83, 1003.491, 1003.492, 1003.493, 1003.4935, 1003.52, 1004.93, 1006.261, and 1009.25, F.S., respectively, to:

- Replace references to “regional workforce boards” with the new term “local workforce development boards.”

Sections 20, 25 – 27, 29, 37, 39, and 45.

Amends ss. 420.624, 433.1116, 445.003, 445.004, 445.007, 445.022, 445.025, and 985.622, F.S., respectively, to:

- Replace references to the WIA and regional workforce boards with references to the new federal statute, the WIOA, and local workforce development boards.

Section 27.

Amends s. 445.004, F.S., CareerSource Florida, Inc.; creation; purpose; membership; duties and powers, to:

- Identify performance accountability measures for the core programs consisting of the primary indicators of performance, any additional indicators of performance, and a state-adjusted level of performance for each indicator,

Section 29.

Amends s. 445.07, F.S., Economic security report of employment and earning outcomes, to:

- Clarify that the Department of Economic Opportunity and the Florida Department of Education are jointly responsible for the preparation of the state annual economic security report of employment and earning outcomes.

Section 32.

Amends s. 445.003, F.S., Implementation of the federal Workforce Investment Act of 1998, to:

- Ensure that the delivery of Florida’s workforce services are in compliance with the WIOA. The bill requires implementation of the WIOA through a 4-year plan.

General Implementation Timeline:

July 1, 2016 The act takes effect.



**HB 7053 Child Care and Development Block Grant Program
(CH. 2016-238, Laws of Florida)**

Bill Sponsor: Representative O'Toole

Effective Date: July 01, 2016

DOE Contact: Rodney MacKinnon, Director, Office of Early Learning, (850) 717-8662

Executive Summary:

The bill revises the Early Steps program within the Department of Health (DOH), to expand the duties of the DOH clearinghouse for information on early intervention services for parents and providers of early intervention services and provide goals for the program.

The bill also revises provisions relating to health and safety standards and eligibility for the School Readiness program to align and implement the federal requirements of the Child Care and Development Block Grant (CCDBG) Act by:

- Increasing public access to information regarding background screening of child care personnel, licensing, inspection, and monitoring of child care providers, as well as other topics of consumer education.
- Expanding requirements for employment history checks and child care personnel background screenings.
- Revising eligibility requirements to align with minimum requirements of the grant;
- Requiring inspection of all school readiness program providers;
- Requiring standards for health and safety, group size, and emergency preparedness plans for school readiness program providers.
- Requiring specific pre-service and in-service training for all personnel of School Readiness program providers.

Section 1.

Amends s. 39.201, F.S., Mandatory reports of child abuse, abandonment or neglect; mandatory reports of death; central abuse hotline, to:

- Provide an exception from the prohibition against use of information in the Department of Children and Families central abuse hotline for employment of screening of child care personnel.

Section 2.

Amends s. 39.202, F.S., Confidentiality of reports and records in cases of child abuse or neglect, to:

- Expand the list of entities that have access to child abuse records to include the Office of Early Learning, for purposes of approving providers of school readiness services.

Section 3.

Amends s. 383.141, F.S., Prenatally diagnosed conditions; patient to be provided information; definitions; information clearinghouse; advisory council, to:

- Revise requirements for the DOH to maintain a clearinghouse of information for parents and health care providers and to increase public awareness of developmental evaluation and early intervention programs.
- Require the clearinghouse to use a specified term.
- Revise the information to be included in the clearinghouse.

Section 4.

Amends s. 391.025, F.S., Applicability and scope, to:

- Rename the “Infants and Toddlers Early Intervention Program” as the “Early Steps Program.”
- Revise the components of the Children’s Medical Services Program.

Section 5.

Amends s. 391.026, F.S., Powers and duties of the department (DOH), to:

- Require DOH to serve as the lead agency in administering the Early Steps Program.

Section 6.

Amends s. 391.301, F.S., Early Steps Program; establishment and goals, to:

- Establish the Early Steps Program within DOH.
- Authorize the program to include certain screening and referral services for specified purposes.
- Provide requirements and responsibilities of the program.

Section 7.

Amends s. 391.302, F.S., Definitions, to:

- Define terms and revise definitions of terms as used in the Early Steps Program.

Section 8.

Repeals ss. 391.303, 391.304, 391.305, 391.306, and 391.307, which:

- Relate to requirements for the Children’s Medical Services program, program coordination, program standards, program funding and contracts, and program review, respectively.

Section 9.

Amends s. 391.308, F.S., Early Steps Program, to:

- Rename the “Infants and Toddlers Early Intervention Program” as the “Early Steps Program.”
- Require, rather than authorize, DOH to implement and administer the program, and ensure that the program follows specified performance standards.
- Require DOH to apply specified eligibility criteria for the program.
- Provide duties for local program offices and require the local program offices to negotiate and maintain agreements and coordinate with specified providers and managed care organizations.
- Require the development of an individualized family support plan for each child served in the Early Steps Program.
- Require DOH to submit an annual report to the Governor, Legislature, and Florida Interagency Coordinating Council for infants and toddlers by a specified date.
- Designate the Florida Interagency Coordinating Council for Infants and Toddlers as the state interagency coordinating council required by federal rule.
- Provide requirements for the local program office and local school district to prepare certain children for the transition to school under certain circumstances.

Section 10.

Amends s. 402.302, F.S., Definitions, to:

- Revise the definition of the term “screening” for purposes of child care licensing requirements.

Section 11.

Repeals s. 402.3057, F.S., Persons not required to be refingerprinted or rescreened.

Section 12.

Amends s. 402.306, F.S., Designation of licensing agency; dissemination by the department and local licensing agency of information on child care, to:

- Require the Department of Children and Families (DCF) and local licensing agencies to electronically post licensing standards and procedures, health and safety standards, and monitoring and inspection reports for child care and school readiness providers.
- Require DCF to electronically post the number of deaths, serious injuries, and instances of substantiated child abuse that have occurred in child care settings each year; research and best practices in child development; and resources regarding social-emotional development, parent and family engagement, healthy eating, and physical activity.

Section 13.

Amends s. 402.311, F.S., Inspection, to:

- Require school readiness program providers to provide DCF or local licensing agencies with access to facilities, personnel, and records for inspection purposes.

Section 14.

Amends s. 402.319, F.S., Penalties, to:

- Require each child care facility, family day care home, and large family child care home to annually submit an affidavit of compliance with mandatory reporting requirements of s. 39.201, F.S.

Section 15.

Amends s. 435.07, F.S., Exemptions from disqualification, to:

- Provide criteria for disqualification from employment with a school readiness program provider.
- Prohibits any waiver of disqualification for sex offenders or persons who have been arrested for convicted or found guilty of, or has entered a plea of guilty, regardless of adjudication, for certain specified offenses.

Section 16.

Amends s. 1002.82, F.S., Office of Early Learning; powers and duties, to:

- Revise the duties of the Office of Early Learning (OEL).
- Require the office to coordinate with DCF and local licensing agencies for inspections of school readiness program providers.
- Require OEL to develop and implement strategies to increase and improve the supply and quality of child care services for children of specified vulnerable populations.
- Require OEL to establish preservice and inservice training requirements and standards for emergency preparedness plans, group sizes, staff-children ratios, and eligibility criteria for the School Readiness program.

Section 17.

Amends s. 1002.84, F.S., early learning coalitions; school readiness powers and duties, to:

- Revise provisions relating to determination of child eligibility for school readiness programs and removes biannual redetermination of eligibility.
- Revise requirements for determining parent copayments for participation in the program.

Section 18.

Amends s. 1002.87, F.S., School readiness program; eligibility and enrollment, to:

- Revise School Readiness program income and work status eligibility requirements for parents.

Section 19.

Amends s. 1002.88, F.S., School readiness program provider standard; eligibility to deliver the school readiness program, to:

- Revise requirements for school readiness program providers regarding health and safety requirements.

Section 20.

Amends s. 1002.89, F.S., School readiness program, funding, to:

- Provide for additional uses of administrative funds expended by coalitions for school readiness programs.

Section 21.

Amends s. 402.3025, F.S., Public and nonpublic schools, to:

- Conform provisions to changes made by the bill.

Section 22.

Amends s. 413.092, F.S., Blind babies program, to:

- Conform provisions to changes made by the bill.

Section 23.

Amends s. 1003.575, F.S., Assistive technology devices; findings; interagency agreements, to:

- Conform provisions to changes made by the bill.

Section 24.

Provides an effective date of July 1, 2016.

General Implementation Timeline:

July 1, 2016	The act shall become effective.
November 19, 2017	Electronic posting of monitoring and inspection reports has an implementation date of no later than. The OEL and DCF will need to coordinate with the Department of Education for posting inspection reports for public schools participating in the School Readiness program.



SB 7076 Legislature
(CH. 2016-218, Laws of Florida)

Bill Sponsor: Ethics and Elections

Effective Date: Upon becoming law

DOE Contact: Tanya Cooper , Director, Governmental Relations, (850) 245-9633

Executive Summary:

The time to convene the 60-day Regular Session of the legislature is prescribed by the State Constitution. Currently, there is no law providing for a fixed date for the Regular Session to convene in even numbered years. This bill provides for a fixed date for the 2018 Regular Session.

Section 1.

Provides that the 2018 Regular Session shall convene on January 9, 2018.

General Implementation Timeline:

The act shall take effect upon becoming law.



**HB 7099 Taxation
(CH. 2016-218, Laws of Florida)**

Bill Sponsor: Representative Gaetz

Effective Date: July 1, 2016

DOE Contact: Linda Champion, Deputy Commissioner, Finance and Operations, (850) 245-0406

Executive Summary:

The bill provides for a wide range of tax reductions and modifications designed to directly impact both households and businesses, and to improve tax administration. Sections 24 and 26 pertain to education.

Section 24.

- Appropriates \$229,982 in nonrecurring funds from the General Revenue Fund to the Florida Department of Revenue to implement a back-to-school sales tax holiday in the 2016-17 fiscal year.
- From 12:01 a.m. on August 5, 2016, through 11:59 p.m. on August 7, 2016, taxes levied under chapter 212, F.S., may not be collected on the retail sale of the following items that cost \$60 or less:
 - Clothing (articles of apparel intended to be worn on or about the body, excluding watches, watchbands, jewelry, umbrellas and handkerchiefs);
 - Footwear (excluding skis, swim fins, roller blades and skates);
 - Wallets;
 - Bags (including handbags, backpacks, fanny packs and diaper bags, but excluding briefcases, suitcases and other garment bags); and
 - School supplies having a sales price of \$15 or less per item.
- Sales within a theme park or entertainment complex as defined in s. 509.013(9), F.S., within a public lodging establishment as defined in s. 509.013(4), F.S., or within an airport as defined in s. 330.27(2), F.S., are not considered qualifying sales for the back-to-school sales tax exemption.
- A qualifying dealer may choose not to participate in the tax holiday if less than five percent of the dealer's gross sales of tangible personal property in the prior calendar year are comprised of items that would be exempt under this section. The dealer must notify, by August 1, 2016, the Department of Revenue in writing of its election to collect sales tax during the holiday and must post a copy of that notice in a conspicuous location at its place of business.

Section 26.

- Provides an effective date of July 1, 2016.

General Implementation Timeline:



The act takes effect upon becoming law.

August 5, 2016 12:01 a.m. The back-to-school sales tax holiday begins.