

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Williams, A. offered the following:

Amendment to Amendment (664989) (with title amendment)

Remove lines 5-165 of the amendment and insert:

Section 1. Paragraph (d) is added to subsection (21) of section 1002.20, Florida Statutes, and subsection (25) is added to that section, to read:

1002.20 K-12 student and parent rights.—Parents of public school students must receive accurate and timely information regarding their child's academic progress and must be informed of ways they can help their child to succeed in school. K-12 students and their parents are afforded numerous statutory rights including, but not limited to, the following:

(21) PARENTAL INPUT AND MEETINGS.—

(d) Parent empowerment.—Parents of students who are currently enrolled in and regularly attend a public school that

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17 is required to implement a turnaround option pursuant to s.
18 1008.33 may submit a petition to the school district requesting
19 implementation of a turnaround option pursuant to s. 1003.07.

20 (25) ASSIGNMENT TO TEACHERS.—

21 (a) Out-of-field classroom teachers.—Each school district
22 shall annually notify the parent of a public school student who
23 is assigned to a classroom teacher teaching out-of-field. The
24 notice must inform the parent that virtual instruction from a
25 certified in-field teacher having an annual performance
26 evaluation rating of "effective" or "highly effective" is
27 available pursuant to s. 1012.2315(5).

28 (b) Underperforming classroom teachers.—Each school
29 district shall annually notify the parent of a public school
30 student assigned to a classroom teacher or school administrator
31 who, under s. 1012.34, has two consecutive annual performance
32 evaluation ratings of "unsatisfactory," two annual performance
33 evaluation ratings of "unsatisfactory within a 3-year period,"
34 or three consecutive annual performance evaluation ratings of
35 "needs improvement" or a combination of "needs improvement" and
36 "unsatisfactory." The notice must inform the parent that virtual
37 instruction from a teacher who has an annual performance
38 evaluation rating of "effective" or "highly effective" is
39 available pursuant to s. 1012.2315(7).

40 Section 2. Paragraph (c) of subsection (7) of section
41 1002.32, Florida Statutes, is amended to read:

42 1002.32 Developmental research (laboratory) schools.—

43 (7) PERSONNEL.—

44 (c) Lab school faculty members shall meet the

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45 certification requirements of s. 1012.32 ~~ss. 1012.32 and~~
46 ~~1012.42~~.

47 Section 3. Paragraph (b) of subsection (16) of section
48 1002.33, Florida Statutes, is amended to read:

49 1002.33 Charter schools.—

50 (16) EXEMPTION FROM STATUTES.—

51 (b) Additionally, a charter school shall comply ~~be in~~
52 ~~compliance~~ with the following statutes:

53 1. Section 286.011, relating to public meetings and
54 records, public inspection, and criminal and civil penalties.

55 2. Chapter 119, relating to public records.

56 3. Section 1003.03, relating to the maximum class size,
57 except that the calculation for compliance pursuant to s.
58 1003.03 must ~~shall~~ be the average at the class ~~school~~ level.

59 4. Section 1012.22(1)(c), relating to compensation and
60 salary schedules.

61 5. Section 1012.33(5), relating to workforce reductions.

62 6. Section 1012.335, relating to contracts with
63 instructional personnel hired on or after July 1, 2011.

64 7. Section 1012.34, relating to the substantive
65 requirements for performance evaluations for instructional
66 personnel and school administrators.

67 8. Section 1012.2315(5) and (7), relating to the
68 assignment of teachers and notification to parents.

69 Section 4. Section 1003.07, Florida Statutes, is created
70 to read:

71 1003.07 Parent empowerment.—

72 (1) This section may be cited as the "Parent Empowerment

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Act."

(2) As used in this section, the term:

(a) "Eligible student" means a student enrolled in a school in which a turnaround option will be implemented or a student who, under the school district's enrollment policy, is scheduled for assignment to that school the following school year. A student who is graduating or being promoted out of a school that is eligible for a turnaround option and who will not be enrolled in that school the following school year is not an eligible student.

(b) "Parental vote" means the signature of one parent of an eligible student.

1. If the other parent objects in writing to the parental vote before the date the petition is scheduled to be submitted, and if the parents have equal parental rights, the parental vote counts for one-half of a vote.

2. If one parent has sole parental responsibility or holds the right to make educational decisions for the student pursuant to s. 61.13, only that parent can vote regarding the eligible student.

(3) Each school district shall notify, in writing, the parents of eligible students and the school advisory council when a public school has earned a school grade of "F" and is required to select a turnaround option pursuant to s. 1008.33. The written notice must inform parents that, before the district school board selects a turnaround option, parents may petition for implementation of a particular turnaround option pursuant to s. 1008.33. The notice must be provided to parents within 30

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101 calendar days after the school district receives notice from the
102 department that the school is required to select a turnaround
103 option. The notice must include:

104 (a) A description of each turnaround option available for
105 selection under s. 1008.33;

106 (b) A description of the process for implementing a
107 turnaround option, including the date by which the school
108 district must submit its implementation plan to the State Board
109 of Education;

110 (c) The date and location for submission of the petition;

111 (d) The date and location of the publicly noticed district
112 school board meeting required in this section at which the
113 school board will consider the available turnaround options; and

114 (e) The contact information of the district school board.

115 (4) A person who solicits signatures may not offer
116 monetary compensation, a promise of employment, or any other
117 reward to a parent for signing a petition. A person who solicits
118 signatures may not be paid per signature and, if asked, must
119 disclose the organization he or she represents. A for-profit
120 corporation, business, or entity is prohibited from gathering
121 signatures or paying others to solicit signatures.

122 (5) The State Board of Education shall adopt rules to
123 establish a petition format, the petition submission process,
124 standards for verifying signatures, and timeframes for the
125 verification and consideration of a petition at a publicly
126 noticed meeting. Petition forms must be easily accessible to
127 parents and must include a statement affirming compliance with
128 subsection (4). Each petition form must clearly identify only

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129 one turnaround option on the front page of the petition and on
130 each page thereafter. The school district shall provide clear
131 instructions and a sample petition form for each turnaround
132 option available for selection under s. 1008.33.

133 (6) The petition process must provide that:

134 (a) Parents of eligible students have at least 30 days
135 after initial notification to gather petition signatures.

136 (b) The school district shall verify signatures no more
137 than 30 days after the date the petition is submitted.

138 (c) The district school board may not meet sooner than 30
139 days after the petition is submitted.

140 (d) A submitted petition may list only one turnaround
141 option identified in s. 1008.33 which is not currently being
142 implemented at the school. A parent may sign more than one
143 petition for a turnaround option.

144 (e) A parent signature constitutes a certification that
145 the parent has a present intention to enroll his or her child,
146 who must be identified on the petition, if the turnaround option
147 identified on the petition is selected. A school district may
148 not reject a parent's signature on a petition on the basis that
149 the parent signed the petition before the initial notice.

150 (f) The school district shall verify at least a majority
151 of the signatures on the petition using existing student
152 enrollment documentation or other records containing parent
153 signatures. A school district may not reject a parent's
154 signature on a petition based on a lack of conformity to
155 signatures in school records if the parent's identity and
156 signature can be easily validated with a photographic

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157 identification or a notarized signature verifying the identity
158 of the signer, or by the personal knowledge of a school
159 employee. The school district is not required to verify
160 notarized signatures, and signatures verified outside an
161 established verification period are valid.

162 (g) For a petition to be valid, it must bear the dated
163 signatures of at least two-thirds of the parents of eligible
164 students. Only one parental vote per eligible student may be
165 counted with respect to each petition.

166 (h) If valid petitions for more than one turnaround option
167 are submitted, the petition having the most signatures is the
168 official turnaround option selected by parents.

169 (7) The turnaround option selected by parents must be
170 considered for implementation by the school district at a
171 publicly noticed district school board meeting. The district
172 school board may adopt the turnaround option selected by parents
173 or a different turnaround option selected by the district school
174 board. Pursuant to s. 1008.33, an implementation plan for the
175 adopted turnaround option must be submitted to the state board.

176 (a) If the district school board adopts a turnaround
177 option that is different from the turnaround option selected by
178 parents, it shall identify with its submission the turnaround
179 option selected by parents.

180 (b) If the state board determines that the turnaround
181 option selected by parents is more likely to improve the
182 academic performance of students at the school, the district
183 school board may appeal the decision within 30 days of notice of
184 such determination. The district school board shall submit to

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185 the state board an implementation plan for the turnaround option
186 selected by parents if the state board upholds the appealed
187 decision. Such decision shall be final.

188 (c) If the school improves by at least one letter grade,
189 implementation of a turnaround option is no longer required in
190 accordance with s. 1008.33(4)(d).

191 Section 5. Subsection (4) of section 1008.33, Florida
192 Statutes, is amended to read:

193 1008.33 Authority to enforce public school improvement.—

194 (4) (a) The state board shall apply the most intense
195 intervention and support strategies to schools earning a grade
196 of "F." In the first full school year after a school initially
197 earns a grade of "F," the school district must implement
198 intervention and support strategies prescribed in rule under
199 paragraph (3)(c), select a turnaround option from those provided
200 in subparagraphs (b)1.-5., and submit a plan for implementing
201 the turnaround option to the department for approval by the
202 state board. Upon approval by the state board, the turnaround
203 option must be implemented in the following school year.

204 (b) Except as provided in subsection (5), the turnaround
205 options available to a school district to address a school that
206 earns a grade of "F" are:

- 207 1. Convert the school to a district-managed turnaround
208 school;
- 209 2. Reassign students to another school and monitor the
210 progress of each reassigned student;
- 211 3. Close the school and reopen the school as one or more
212 charter schools, each with a governing board that has a

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213 demonstrated record of effectiveness;

214 4. Contract with an outside entity that has a demonstrated
215 record of effectiveness to operate the school; or

216 5. Implement a hybrid of turnaround options set forth in
217 subparagraphs 1.-4. or other turnaround models that have a
218 demonstrated record of effectiveness.

219 (c) Parents of students who are currently enrolled in and
220 regularly attend a public school that is required by the State
221 Board of Education to implement a turnaround option may petition
222 the school district to implement one of the turnaround options
223 in paragraph (b) selected by the parents pursuant to s. 1003.07
224 only if it can be documented that the parent has been actively
225 involved in the eligible student's education at the current
226 school of enrollment.

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T I T L E A M E N D M E N T

229 Remove line 221 of the amendment and insert:
230 turnaround option implemented; providing student and
231 parent rights relating to assignment to teachers;
232 amending s. 1002.32, F.S.; correcting a cross-
233 reference; amending s. 1002.33, F.S.; requiring
234 charter school compliance with specified requirements;
235 creating s. 1003.07,
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