

HB 401

2018

1                   A bill to be entitled  
2           An act relating to the placement of instructional  
3           personnel; amending s. 1012.34, F.S.; prohibiting the  
4           use of a specified student learning growth formula as  
5           the only factor in determining the placement of  
6           certain instructional personnel; providing an  
7           effective date.  
8

9   Be It Enacted by the Legislature of the State of Florida:  
10

11           Section 1. Paragraph (a) of subsection (7) of section  
12   1012.34, Florida Statutes, is amended to read:

13           1012.34 Personnel evaluation procedures and criteria.—

14           (7) MEASUREMENT OF STUDENT PERFORMANCE.—

15           (a) The Commissioner of Education shall approve a formula  
16   to measure individual student learning growth on the statewide,  
17   standardized assessments in English Language Arts and  
18   mathematics administered under s. 1008.22. A third party,  
19   independent of the assessment developer, must analyze student  
20   learning growth data calculated using the formula and provide  
21   access to a data visualization tool that enables teachers to  
22   understand and evaluate the data and school administrators to  
23   improve instruction, evaluate programs, allocate resources, plan  
24   professional development, and communicate with stakeholders. The  
25   formula may not be the only factor used to determine the

26 | placement of a classroom teacher, as defined in s.  
27 | 1012.01(2)(a), and other instructional staff, as defined in s.  
28 | 1012.01(2)(d). The formula must take into consideration each  
29 | student's prior academic performance. The formula must not set  
30 | different expectations for student learning growth based upon a  
31 | student's gender, race, ethnicity, or socioeconomic status. In  
32 | the development of the formula, the commissioner shall consider  
33 | other factors such as a student's attendance record, disability  
34 | status, or status as an English language learner. The  
35 | commissioner may select additional formulas to measure student  
36 | performance as appropriate for the remainder of the statewide,  
37 | standardized assessments included under s. 1008.22 and continue  
38 | to select formulas as new assessments are implemented in the  
39 | state system.

40 | Section 2. This act shall take effect July 1, 2018.