

1                   A bill to be entitled  
2           An act relating to corporal punishment in public  
3           schools; amending s. 1002.20, F.S.; prohibiting public  
4           school employees from using corporal punishment on a  
5           public school student; defining the term "corporal  
6           punishment"; amending s. 1003.32, F.S.; removing  
7           corporal punishment as an option for teachers and  
8           other instructional personnel to use to manage student  
9           behavior; amending ss. 414.1251, 1001.11, 1002.01,  
10          1002.3105, 1002.385, 1002.42, 1002.43, 1003.01,  
11          1003.03, 1003.21, 1003.26, 1003.52, 1006.07,  
12          1012.2315, and 1012.28, F.S.; conforming cross-  
13          references and conforming provisions to changes made  
14          by the act; providing an effective date.

15  
16 Be It Enacted by the Legislature of the State of Florida:

17  
18           Section 1. Paragraph (b) of subsection (2) and paragraph  
19           (c) of subsection (4) of section 1002.20, Florida Statutes, are  
20           amended to read:

21           1002.20 K-12 student and parent rights.—Parents of public  
22           school students must receive accurate and timely information  
23           regarding their child's academic progress and must be informed  
24           of ways they can help their child to succeed in school. K-12  
25           students and their parents are afforded numerous statutory

26 | rights including, but not limited to, the following:

27 |       (2) ATTENDANCE.—

28 |       (b) *Regular school attendance.*—Parents of students who  
29 | have attained the age of 6 years by February 1 of any school  
30 | year but who have not attained the age of 16 years must comply  
31 | with the compulsory school attendance laws. Parents have the  
32 | option to comply with the school attendance laws by attendance  
33 | of the student in a public school; a parochial, religious, or  
34 | denominational school; a private school; a home education  
35 | program; or a private tutoring program, in accordance with s.  
36 | 1003.01(12) ~~the provisions of s. 1003.01(13).~~

37 |       (4) DISCIPLINE.—

38 |       (c) *Corporal punishment.*—

39 |       1. A public school employee may not use ~~In accordance with~~  
40 | ~~the provisions of s. 1003.32,~~ corporal punishment on ~~of~~ a public  
41 | school student. As used in this paragraph, the term "corporal  
42 | punishment" means the use of physical force or physical contact  
43 | to discipline a student or to enforce school rules. However, the  
44 | term does not include the use of reasonable force by a public  
45 | school employee acting in self-defense or in the protection of  
46 | other students from disruptive students ~~may only be administered~~  
47 | ~~by a teacher or school principal within guidelines of the school~~  
48 | ~~principal and according to district school board policy. Another~~  
49 | ~~adult must be present and must be informed in the student's~~  
50 | ~~presence of the reason for the punishment. Upon request, the~~

51 ~~teacher or school principal must provide the parent with a~~  
52 ~~written explanation of the reason for the punishment and the~~  
53 ~~name of the other adult who was present.~~

54 ~~2. A district school board having a policy authorizing the~~  
55 ~~use of corporal punishment as a form of discipline shall review~~  
56 ~~its policy on corporal punishment once every 3 years during a~~  
57 ~~district school board meeting held pursuant to s. 1001.372. The~~  
58 ~~district school board shall take public testimony at the board~~  
59 ~~meeting. If such board meeting is not held in accordance with~~  
60 ~~this subparagraph, the portion of the district school board's~~  
61 ~~policy authorizing corporal punishment expires.~~

62 Section 2. Paragraph (k) of subsection (1) of section  
63 1003.32, Florida Statutes, is amended to read:

64 1003.32 Authority of teacher; responsibility for control  
65 of students; district school board and principal duties.—Subject  
66 to law and to the rules of the district school board, each  
67 teacher or other member of the staff of any school shall have  
68 such authority for the control and discipline of students as may  
69 be assigned to him or her by the principal or the principal's  
70 designated representative and shall keep good order in the  
71 classroom and in other places in which he or she is assigned to  
72 be in charge of students.

73 (1) In accordance with this section and within the  
74 framework of the district school board's code of student  
75 conduct, teachers and other instructional personnel shall have

76 the authority to undertake any of the following actions in  
77 managing student behavior and ensuring the safety of all  
78 students in their classes and school and their opportunity to  
79 learn in an orderly and disciplined classroom:

80 ~~(k) Use corporal punishment according to school board~~  
81 ~~policy and at least the following procedures, if a teacher feels~~  
82 ~~that corporal punishment is necessary:~~

83 ~~1. The use of corporal punishment shall be approved in~~  
84 ~~principle by the principal before it is used, but approval is~~  
85 ~~not necessary for each specific instance in which it is used.~~  
86 ~~The principal shall prepare guidelines for administering such~~  
87 ~~punishment which identify the types of punishable offenses, the~~  
88 ~~conditions under which the punishment shall be administered, and~~  
89 ~~the specific personnel on the school staff authorized to~~  
90 ~~administer the punishment.~~

91 ~~2. A teacher or principal may administer corporal~~  
92 ~~punishment only in the presence of another adult who is informed~~  
93 ~~beforehand, and in the student's presence, of the reason for the~~  
94 ~~punishment.~~

95 ~~3. A teacher or principal who has administered punishment~~  
96 ~~shall, upon request, provide the student's parent with a written~~  
97 ~~explanation of the reason for the punishment and the name of the~~  
98 ~~other adult who was present.~~

99 Section 3. Subsection (1) of section 414.1251, Florida  
100 Statutes, is amended to read:

101 414.1251 Learnfare program.—

102 (1) The department shall reduce the temporary cash  
103 assistance for a participant's eligible dependent child or for  
104 an eligible teenage participant who has not been exempted from  
105 education participation requirements, if the eligible dependent  
106 child or eligible teenage participant has been identified either  
107 as a habitual truant, pursuant to s. 1003.01(7) ~~s. 1003.01(8)~~,  
108 or as a dropout, pursuant to s. 1003.01(8) ~~s. 1003.01(9)~~. For a  
109 student who has been identified as a habitual truant, the  
110 temporary cash assistance must be reinstated after a subsequent  
111 grading period in which the child's attendance has substantially  
112 improved. For a student who has been identified as a dropout,  
113 the temporary cash assistance must be reinstated after the  
114 student enrolls in a public school, receives a high school  
115 diploma or its equivalency, enrolls in preparation for the high  
116 school equivalency examination, or enrolls in other educational  
117 activities approved by the district school board. Good cause  
118 exemptions from the rule of unexcused absences include the  
119 following:

120 (a) The student is expelled from school and alternative  
121 schooling is not available.

122 (b) No licensed day care is available for a child of teen  
123 parents subject to Learnfare.

124 (c) Prohibitive transportation problems exist (e.g., to  
125 and from day care).

126  
127 Within 10 days after sanction notification, the participant  
128 parent of a dependent child or the teenage participant may file  
129 an internal fair hearings process review procedure appeal, and a  
130 ~~ne~~ sanction may not ~~shall~~ be imposed until the appeal is  
131 resolved.

132 Section 4. Subsection (7) of section 1001.11, Florida  
133 Statutes, is amended to read:

134 1001.11 Commissioner of Education; other duties.—

135 (7) The commissioner shall make prominently available on  
136 the department's website the following: links to the Internet-  
137 based clearinghouse for professional development regarding  
138 physical education; the school wellness and physical education  
139 policies and other resources required under s. 1003.453; and  
140 other Internet sites that provide professional development for  
141 elementary teachers of physical education as defined in s.  
142 1003.01 ~~s. 1003.01(16)~~. These links must provide elementary  
143 teachers with information concerning current physical education  
144 and nutrition philosophy and best practices that result in  
145 student participation in physical activities that promote  
146 lifelong physical and mental well-being.

147 Section 5. Section 1002.01, Florida Statutes, is amended  
148 to read:

149 1002.01 Definitions.—

150 (1) A "home education program" means the sequentially

151 progressive instruction of a student directed by his or her  
152 parent in order to satisfy the attendance requirements of ss.  
153 1002.41, 1003.01(12) ~~1003.01(13)~~, and 1003.21(1).

154 (2) A "private school" is a nonpublic school defined as an  
155 individual, association, copartnership, or corporation, or  
156 department, division, or section of such organizations, that  
157 designates itself as an educational center that includes  
158 kindergarten or a higher grade or as an elementary, secondary,  
159 business, technical, or trade school below college level or any  
160 organization that provides instructional services that meet the  
161 intent of s. 1003.01(12) ~~s. 1003.01(13)~~ or that gives  
162 preemployment or supplementary training in technology or in  
163 fields of trade or industry or that offers academic, literary,  
164 or career training below college level, or any combination of  
165 the above, including an institution that performs the functions  
166 of the above schools through correspondence or extension, except  
167 those licensed under ~~the provisions of~~ chapter 1005. A private  
168 school may be a parochial, religious, denominational, for-  
169 profit, or nonprofit school. This definition does not include  
170 home education programs conducted in accordance with s. 1002.41.

171 Section 6. Paragraph (d) of subsection (3) of section  
172 1002.3105, Florida Statutes, is amended to read:

173 1002.3105 Academically Challenging Curriculum to Enhance  
174 Learning (ACCEL) options.—

175 (3) STUDENT ELIGIBILITY CONSIDERATIONS.—When establishing

176 student eligibility requirements, principals and school  
177 districts must consider, at a minimum:

178 (d) Recommendations from one or more of the student's  
179 teachers in core-curricula courses as defined in s. 1003.01 ~~s.~~  
180 ~~1003.01(14)(a)-(e)~~.

181 Section 7. Paragraph (h) of subsection (5) and paragraph  
182 (a) of subsection (11) of section 1002.385, Florida Statutes,  
183 are amended to read:

184 1002.385 The Gardiner Scholarship.—

185 (5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds must  
186 be used to meet the individual educational needs of an eligible  
187 student and may be spent for the following purposes:

188 (h) Tuition and fees for part-time tutoring services  
189 provided by a person who holds a valid Florida educator's  
190 certificate pursuant to s. 1012.56; a person who holds an  
191 adjunct teaching certificate pursuant to s. 1012.57; a person  
192 who has a bachelor's degree or a graduate degree in the subject  
193 area in which instruction is given; or a person who has  
194 demonstrated a mastery of subject area knowledge pursuant to s.  
195 1012.56(5). As used in this paragraph, the term "part-time  
196 tutoring services" does not qualify as regular school attendance  
197 as defined in s. 1003.01(12)(e) ~~s. 1003.01(13)(e)~~.

198  
199 A provider of any services receiving payments pursuant to this  
200 subsection may not share, refund, or rebate any moneys from the



201 Gardiner Scholarship with the parent or participating student in  
 202 any manner. A parent, student, or provider of any services may  
 203 not bill an insurance company, Medicaid, or any other agency for  
 204 the same services that are paid for using Gardiner Scholarship  
 205 funds.

206 (11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM  
 207 PARTICIPATION.—A parent who applies for program participation  
 208 under this section is exercising his or her parental option to  
 209 determine the appropriate placement or the services that best  
 210 meet the needs of his or her child. The scholarship award for a  
 211 student is based on a matrix that assigns the student to support  
 212 Level III services. If a parent receives an IEP and a matrix of  
 213 services from the school district pursuant to subsection (7),  
 214 the amount of the payment shall be adjusted as needed, when the  
 215 school district completes the matrix.

216 (a) To satisfy or maintain program eligibility, including  
 217 eligibility to receive and spend program payments, the parent  
 218 must sign an agreement with the organization and annually submit  
 219 a notarized, sworn compliance statement to the organization to:

220 1. Affirm that the student is enrolled in a program that  
 221 meets regular school attendance requirements as provided in s.  
 222 1003.01(12)(b)-(d) ~~s. 1003.01(13)(b)-(d)~~.

223 2. Affirm that the program funds are used only for  
 224 authorized purposes serving the student's educational needs, as  
 225 described in subsection (5).

226           3. Affirm that the parent is responsible for the education  
227 of his or her student by, as applicable:

228           a. Requiring the student to take an assessment in  
229 accordance with paragraph (8) (b);

230           b. Providing an annual evaluation in accordance with s.  
231 1002.41(1) (f); or

232           c. Requiring the child to take any preassessments and  
233 postassessments selected by the provider if the child is 4 years  
234 of age and is enrolled in a program provided by an eligible  
235 Voluntary Prekindergarten Education Program provider. A student  
236 with disabilities for whom a preassessment and postassessment is  
237 not appropriate is exempt from this requirement. A participating  
238 provider shall report a student's scores to the parent.

239           4. Affirm that the student remains in good standing with  
240 the provider or school if those options are selected by the  
241 parent.

242  
243 A parent who fails to comply with this subsection forfeits the  
244 Gardiner Scholarship.

245           Section 8. Subsection (7) of section 1002.42, Florida  
246 Statutes, is amended to read:

247           1002.42 Private schools.—

248           (7) ATTENDANCE REQUIREMENTS.—Attendance of a student at a  
249 private, parochial, religious, or denominational school  
250 satisfies the attendance requirements of ss. 1003.01(12) ~~ss.~~

251 ~~1003.01(13)~~ and 1003.21(1).

252 Section 9. Subsection (1) of section 1002.43, Florida  
253 Statutes, is amended to read:

254 1002.43 Private tutoring programs.—

255 (1) Regular school attendance as defined in s. 1003.01 ~~s.~~  
256 ~~1003.01(13)~~ may be achieved by attendance in a private tutoring  
257 program if the person tutoring the student meets the following  
258 requirements:

259 (a) Holds a valid Florida certificate to teach the  
260 subjects or grades in which instruction is given.

261 (b) Keeps all records and makes all reports required by  
262 the state and district school board and makes regular reports on  
263 the attendance of students in accordance with ~~the provisions of~~  
264 s. 1003.23(2).

265 (c) Requires students to be in actual attendance for the  
266 minimum length of time prescribed by s. 1011.60(2).

267 Section 10. Subsections (7) and (14) of section 1003.01,  
268 Florida Statutes, are amended to read:

269 1003.01 Definitions.—As used in this chapter, the term:

270 ~~(7) "Corporal punishment" means the moderate use of~~  
271 ~~physical force or physical contact by a teacher or principal as~~  
272 ~~may be necessary to maintain discipline or to enforce school~~  
273 ~~rule. However, the term "corporal punishment" does not include~~  
274 ~~the use of such reasonable force by a teacher or principal as~~  
275 ~~may be necessary for self-protection or to protect other~~

276 | ~~students from disruptive students.~~

277 |       (13)~~(14)~~ "Core-curricula courses" means:

278 |       (a) Courses in language arts/reading, mathematics, social  
279 | studies, and science in prekindergarten through grade 3,  
280 | excluding extracurricular courses pursuant to subsection (14)  
281 | ~~(15)~~;

282 |       (b) Courses in grades 4 through 8 in subjects that are  
283 | measured by state assessment at any grade level and courses  
284 | required for middle school promotion, excluding extracurricular  
285 | courses pursuant to subsection (14) ~~(15)~~;

286 |       (c) Courses in grades 9 through 12 in subjects that are  
287 | measured by state assessment at any grade level and courses that  
288 | are specifically identified by name in statute as required for  
289 | high school graduation and that are not measured by state  
290 | assessment, excluding extracurricular courses pursuant to  
291 | subsection (14) ~~(15)~~;

292 |       (d) Exceptional student education courses; and

293 |       (e) English for Speakers of Other Languages courses.

294 |

295 | The term is limited in meaning and used for the sole purpose of  
296 | designating classes that are subject to the maximum class size  
297 | requirements established in s. 1, Art. IX of the State  
298 | Constitution. This term does not include courses offered under  
299 | ss. 1002.321(4)(e), 1002.33(7)(a)2.b., 1002.37, 1002.45, and  
300 | 1003.499.

301 Section 11. Subsection (6) of section 1003.03, Florida  
 302 Statutes, is amended to read:

303 1003.03 Maximum class size.—

304 (6) COURSES FOR COMPLIANCE.—Consistent with s. 1003.01(13)  
 305 ~~s. 1003.01(14)~~, the Department of Education shall identify from  
 306 the Course Code Directory the core-curricula courses for the  
 307 purpose of satisfying the maximum class size requirement in this  
 308 section. The department may adopt rules to implement this  
 309 subsection, if necessary.

310 Section 12. Subsection (4) of section 1003.21, Florida  
 311 Statutes, is amended to read:

312 1003.21 School attendance.—

313 (4) Before admitting a child to kindergarten, the  
 314 principal shall require evidence that the child has attained the  
 315 age at which he or she should be admitted in accordance with the  
 316 provisions of subparagraph (1)(a)2. The district school  
 317 superintendent may require evidence of the age of any child who  
 318 is being enrolled in public school and who the district school  
 319 superintendent believes to be within the limits of compulsory  
 320 attendance as provided for by law; however, the district school  
 321 superintendent may not require evidence from any child who meets  
 322 regular attendance requirements by attending a school or program  
 323 listed in s. 1003.01(12)(b)-(e) ~~s. 1003.01(13)(b)-(e)~~. If the  
 324 first prescribed evidence is not available, the next evidence  
 325 obtainable in the order set forth below shall be accepted:

326 (a) A duly attested transcript of the child's birth record  
327 filed according to law with a public officer charged with the  
328 duty of recording births;

329 (b) A duly attested transcript of a certificate of baptism  
330 showing the date of birth and place of baptism of the child,  
331 accompanied by an affidavit sworn to by the parent;

332 (c) An insurance policy on the child's life that has been  
333 in force for at least 2 years;

334 (d) A bona fide contemporary religious record of the  
335 child's birth accompanied by an affidavit sworn to by the  
336 parent;

337 (e) A passport or certificate of arrival in the United  
338 States showing the age of the child;

339 (f) A transcript of record of age shown in the child's  
340 school record of at least 4 years prior to application, stating  
341 date of birth; or

342 (g) If none of these evidences can be produced, an  
343 affidavit of age sworn to by the parent, accompanied by a  
344 certificate of age signed by a public health officer or by a  
345 public school physician, or, if these are not available in the  
346 county, by a licensed practicing physician designated by the  
347 district school board, which states that the health officer or  
348 physician has examined the child and believes that the age as  
349 stated in the affidavit is substantially correct. Children and  
350 youths who are experiencing homelessness and children who are

351 known to the department, as defined in s. 39.0016, shall be  
352 given temporary exemption from this section for 30 school days.

353 Section 13. Paragraph (f) of subsection (1) of section  
354 1003.26, Florida Statutes, is amended to read:

355 1003.26 Enforcement of school attendance.—The Legislature  
356 finds that poor academic performance is associated with  
357 nonattendance and that school districts must take an active role  
358 in promoting and enforcing attendance as a means of improving  
359 student performance. It is the policy of the state that each  
360 district school superintendent be responsible for enforcing  
361 school attendance of all students subject to the compulsory  
362 school age in the school district and supporting enforcement of  
363 school attendance by local law enforcement agencies. The  
364 responsibility includes recommending policies and procedures to  
365 the district school board that require public schools to respond  
366 in a timely manner to every unexcused absence, and every absence  
367 for which the reason is unknown, of students enrolled in the  
368 schools. District school board policies shall require the parent  
369 of a student to justify each absence of the student, and that  
370 justification will be evaluated based on adopted district school  
371 board policies that define excused and unexcused absences. The  
372 policies must provide that public schools track excused and  
373 unexcused absences and contact the home in the case of an  
374 unexcused absence from school, or an absence from school for  
375 which the reason is unknown, to prevent the development of

376 | patterns of nonattendance. The Legislature finds that early  
377 | intervention in school attendance is the most effective way of  
378 | producing good attendance habits that will lead to improved  
379 | student learning and achievement. Each public school shall  
380 | implement the following steps to promote and enforce regular  
381 | school attendance:

382 |       (1) CONTACT, REFER, AND ENFORCE.—

383 |       (f)1. If the parent of a child who has been identified as  
384 | exhibiting a pattern of nonattendance enrolls the child in a  
385 | home education program pursuant to chapter 1002, the district  
386 | school superintendent shall provide the parent a copy of s.  
387 | 1002.41 and the accountability requirements of this paragraph.  
388 | The district school superintendent shall also refer the parent  
389 | to a home education review committee composed of the district  
390 | contact for home education programs and at least two home  
391 | educators selected by the parent from a district list of all  
392 | home educators who have conducted a home education program for  
393 | at least 3 years and who have indicated a willingness to serve  
394 | on the committee. The home education review committee shall  
395 | review the portfolio of the student, as defined by s. 1002.41,  
396 | every 30 days during the district's regular school terms until  
397 | the committee is satisfied that the home education program is in  
398 | compliance with s. 1002.41(1)(d). The first portfolio review  
399 | must occur within the first 30 calendar days of the  
400 | establishment of the program. The provisions of subparagraph 2.



401 do not apply once the committee determines the home education  
402 program is in compliance with s. 1002.41(1)(d).

403 2. If the parent fails to provide a portfolio to the  
404 committee, the committee must ~~shall~~ notify the district school  
405 superintendent. The district school superintendent shall then  
406 terminate the home education program and require the parent to  
407 enroll the child in an attendance option that meets the  
408 definition of "regular school attendance" under s.  
409 1003.01(12)(a), (b), (c), or (e) ~~s. 1003.01(13)(a), (b), (c), or~~  
410 ~~(e)~~, within 3 days. Upon termination of a home education program  
411 pursuant to this subparagraph, the parent is ~~shall~~ not ~~be~~  
412 eligible to reenroll the child in a home education program for  
413 180 calendar days. Failure of a parent to enroll the child in an  
414 attendance option as required by this subparagraph after  
415 termination of the home education program pursuant to this  
416 subparagraph shall constitute noncompliance with the compulsory  
417 attendance requirements of s. 1003.21 and may result in criminal  
418 prosecution under s. 1003.27(2). Nothing contained herein shall  
419 restrict the ability of the district school superintendent, or  
420 the ability of his or her designee, to review the portfolio  
421 pursuant to s. 1002.41(1)(e).

422 Section 14. Subsection (4) of section 1003.52, Florida  
423 Statutes, is amended to read:

424 1003.52 Educational services in Department of Juvenile  
425 Justice programs.—

426 (4) Educational services shall be provided at times of the  
427 day most appropriate for the juvenile justice program. School  
428 programming in juvenile justice detention, prevention, day  
429 treatment, and residential programs shall be made available by  
430 the local school district during the juvenile justice school  
431 year, as provided in s. 1003.01(10) ~~s. 1003.01(11)~~. In addition,  
432 students in juvenile justice education programs shall have  
433 access to courses offered pursuant to ss. 1002.37, 1002.45, and  
434 1003.498. The Department of Education and the school districts  
435 shall adopt policies necessary to provide such access.

436 Section 15. Paragraph (a) of subsection (1) and paragraph  
437 (b) of subsection (2) of section 1006.07, Florida Statutes, are  
438 amended to read:

439 1006.07 District school board duties relating to student  
440 discipline and school safety.—The district school board shall  
441 provide for the proper accounting for all students, for the  
442 attendance and control of students at school, and for proper  
443 attention to health, safety, and other matters relating to the  
444 welfare of students, including:

445 (1) CONTROL OF STUDENTS.—

446 (a) Adopt rules for the control, discipline, in-school  
447 suspension, suspension, and expulsion of students and decide all  
448 cases recommended for expulsion. Suspension hearings are exempt  
449 ~~exempted~~ from the provisions of chapter 120. Expulsion hearings  
450 shall be governed by ss. 120.569 and 120.57(2) and are exempt

451 from s. 286.011. However, the student's parent must be given  
452 notice of the provisions of s. 286.011 and may elect to have the  
453 hearing held in compliance with that section. ~~The district~~  
454 ~~school board may prohibit the use of corporal punishment, if the~~  
455 ~~district school board adopts or has adopted a written program of~~  
456 ~~alternative control or discipline.~~

457 (2) CODE OF STUDENT CONDUCT.—Adopt a code of student  
458 conduct for elementary schools and a code of student conduct for  
459 middle and high schools and distribute the appropriate code to  
460 all teachers, school personnel, students, and parents, at the  
461 beginning of every school year. Each code shall be organized and  
462 written in language that is understandable to students and  
463 parents and shall be discussed at the beginning of every school  
464 year in student classes, school advisory council meetings, and  
465 parent and teacher association or organization meetings. Each  
466 code shall be based on the rules governing student conduct and  
467 discipline adopted by the district school board and shall be  
468 made available in the student handbook or similar publication.  
469 Each code shall include, but is not limited to:

470 (b) Procedures to be followed for acts requiring  
471 discipline, ~~including corporal punishment.~~

472 Section 16. Paragraph (c) of subsection (6) of section  
473 1012.2315, Florida Statutes, is amended to read:

474 1012.2315 Assignment of teachers.—

475 (6) ASSIGNMENT OF TEACHERS BASED UPON PERFORMANCE

476 EVALUATIONS.—

477 (c) For a student enrolling in an extracurricular course  
 478 as defined in s. 1003.01 ~~s. 1003.01(15)~~, a parent may choose to  
 479 have the student taught by a teacher who received a performance  
 480 evaluation of "needs improvement" or "unsatisfactory" in the  
 481 preceding school year if the student and the student's parent  
 482 receive an explanation of the impact of teacher effectiveness on  
 483 student learning and the principal receives written consent from  
 484 the parent.

485 Section 17. Subsection (5) of section 1012.28, Florida  
 486 Statutes, is amended to read:

487 1012.28 Public school personnel; duties of school  
 488 principals.—

489 (5) Each school principal shall perform such duties as may  
 490 be assigned by the district school superintendent, pursuant to  
 491 the rules of the district school board. Such rules shall  
 492 include, but are not limited to, rules relating to  
 493 administrative responsibility, instructional leadership in  
 494 implementing the Sunshine State Standards and the overall  
 495 educational program of the school to which the school principal  
 496 is assigned, submission of personnel recommendations to the  
 497 district school superintendent, administrative responsibility  
 498 for records and reports, ~~administration of corporal punishment,~~  
 499 and student suspension.

500 Section 18. This act shall take effect July 1, 2019.