

School Code Revision Project (Section 229, F.S.)

Respondent	Number	Title	Paragraph(s)	Action	Move To	Describe Change
Consensus	229.001	Short title.		Eliminate/Rename		If kept, rename to delete "reorganization
Consensus	229.002	Declaration of policy and guiding principles.		Amend	228	Conform to reorganization
Consensus	229.003	Florida education governance reorganization.	(4)	Amend		Amend to allow universities to address student government at branch campuses; make student member "ex officio"; conform to reorganization.
Consensus	229.0031	Council for Education Policy Research and Improvement.		x		The workgroup will revisit this issue at the next meeting (9/21/01)
Consensus	229.004	Florida Board of Education.		Amend		Conform to reorganization, clarify roles and responsibilities of CEPRI, FBOE, and Boards of Trustees with respect to strategic planning and accountability. See especially 229.0031 and 229.0061
Consensus	229.005	Florida education governance officers.		As Is		Conform to reorganization
Consensus	229.006	Education Governance reorganization Transition Task Force.		As is		The workgroup will revisit this issue at the next meeting (9/21/01)
Consensus	229.0061	Florida's K-20 education system; guidelines for implementation; guidelines for structure, functions, and organization	(2)(a)	Amend	229	Change language such that FBOE authorized to adopt and enforce rules; coordinate with powers and duties identified in 229.0072(4)(a)
Consensus	229.0061	Florida's K-20 education system; guidelines for implementation; guidelines for structure, functions, and organization	(2)(b)(3)	Amend	229	Illustration of multiple references to the same duty within one entity; compare with 229.0072(4)(m) re 5-year enrollment plans.
Consensus	229.0061	Powers and duties of university boards of trustees	(2)(b)(4)	Amend	230	University plans for student diversity should be a Board of Trustees responsibility. Move to 229.0081.
Consensus	229.0061	Powers and duties of university boards of trustees	(2)(c)(2)	Amend	230	Illustration of duplication of duties between two entities; compare with 229.0031(4)(h) re communication. There are other instances.
Consensus	229.0061	Powers and duties of university boards of trustees	(2)(f)	Amend		Insert the word "state" before institutional in the title: "(f) Presidents and superintendents. -- Each
Consensus	229.0061	Florida's K-20 education system; guidelines for implementation; guidelines for structure, functions, and organization		As Is	229	Need to compare responsibilities of chancellors and presidents with those listed in appropriate sections of Chapter 240.
Consensus	229.007	Florida's K-20 education performance accountability system; legislative intent; performance-based funding; mission, goals, and systemwide measures.		As Is	239	A subgroup on Performance Based Funding and Accountability was created. Further recommendations may be made after they look at this issue.
Consensus	229.0072	reorganization implementation process.		As Is		Conform to reorganization Timeline
Consensus	229.0073	reorganization of the Department of Education.	(4)	Amend		Clarify Divisions' responsibilities to support listed institutions; add language to protect the independence of the institutional boards of trustees in (4)(c). (4)(m) is an illustration of multiple references to the same duty; compare with 229.0061 (2)(b)(3) regarding 5-year enrollment plans.
Consensus	229.0074	Division of Independent Education.		As is		Revisit powers and duties during Ch. 246 review.

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Consensus	229.008	Boards of trustees of the state universities.		Amend	230	Add new subsections to complete devolution
Consensus	229.008	Boards of trustees of the state universities	(1)(a)	Amend		Amend to allow universities to address student government at branch campuses; make student member "ex officio"; conform to reorganization.
Consensus	229.008	Boards of trustees of the state universities	(5)	As is		Retain.
Consensus	229.008	Boards of trustees of the state universities	(6)	Eliminate		Boards now appointed and initial orientation near completion
Consensus	229.008	Boards of trustees of the state universities	(9)	Eliminate		Amend s. 768.28 to cover this issue - consistent with treatment of other entities
Consensus	229.0081	Powers and duties of university boards of trustees.		Amend	230	
Consensus	229.0081	Powers and duties of university boards of trustees	(2)	Amend	230	Delete "notwithstanding the provisions of chapter 240" language; amend stem language to include: "In consultation with the university president," each university board of trustees may adopt rules and policies consistent with law, and rules and policies of the Florida Board of Education for the following:"
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(a)	As is	230	Retain.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(b)	As is	230	Retain.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(c)	Amend	230	Amend to conform & streamline; remove language regarding "review" and "guidelines established by the Chancellor."
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(d)	Amend	230	Amend to allow flexibility to reopen presidential searches. Amend to conform and streamline.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(e)	Amend	230	Amend to conform & streamline; remove language regarding consultation with university president-in stem (2).
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(f)	Amend	230	Amend to conform & streamline; remove language regarding consultation with university president-in stem (2).
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(g)	As is	230	Amend to conform & streamline; remove language regarding consultation with university president-in stem (2).
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(h)	Amend	230	Amend to streamline; omit "based on criteria established by the FBOE" - sufficiently covered in the (2) stem.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(i)	Amend	230	Amend to streamline; omit "in accordance with rules and guidelines of the FBOE" - sufficiently covered in the (2) stem.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(j)	As is	230	Retain.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(m)	Amend	230	Conform to new governance model; replace "administer" with "establish;"
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(n)	As is	230	Retain.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(o)	As is	230	Retain.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(p)	As is	230	Issue of student misconduct and the phrase "best interest of the university" being inconsistent between SUS and DCC bumped to Florida Board of Education.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(q)	As is	230	Retain.

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Consensus	229.0081	Powers and duties of university boards of trustees	(2)(r)	Amend	230	Amend to clarify and include additional topics to support rulemaking authority (commercial solicitation, prioritization of use of space and imposition of charges).
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(s)	As is	230	Retain.
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(t)	Amend	230	Amend to conform to new governance model; replace "administer" with "establish".
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(u)	Amend	230	Amend to conform to new governance model; replace "supervise" with "establish and administer."
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(v)	Eliminate		Combine with and amend 240.2995 to include statutory authority
Consensus	229.0081	Powers and duties of university boards of trustees	(2)(w)	Eliminate	230	Amend 240.299 to include appropriate UBOT authority and move to Ch.. 230.
Consensus	229.0081	Powers and duties of university boards of trustees	(3)	As is	230	Retain.
Consensus	229.0081	Powers and duties of university boards of trustees	(4)	As is	230	Retain.
Consensus	229.0081	Powers and duties of university boards of trustees	(6)	As is	230	Retain.
Consensus	229.0081	Powers and duties of university boards of trustees	(7)	As is	230	Retain.
Consensus	229.0081	Powers and Duties of University Boards of Trustees	section title	Amend		Amend section title: Powers and duties of <u>state</u> university boards of trustees
Consensus	229.0082	University presidents; powers and duties.		Amend	230	Amend to conform and streamline; devolve additional powers and duties to conform to new governance model; Add a reservation of powers and delegation of authority; amend section title to " <u>State</u> University Presidents; powers and duties". Amend first paragraph and renumber as (1) to include modifier ("Consistent with the mission of the university and the rule and policies of the FBOE and UBOT's, each university president shall:") which will be applicable to the following sections, relabeled a-q)
Consensus	229.0082	University presidents; powers and duties	(01)	Amend	230	Amend "stem" language; Label as (1)(a). Following paragraphs to be labeled sequentially (b) through (q)
Consensus	229.0082	University presidents; powers and duties	(08)	As is	230	Retain.
Consensus	229.0082	University presidents; powers and duties	(09)	As is	230	Retain.
Consensus	229.0082	University presidents; powers and duties	(10)	As is	230	Retain.
Consensus	229.0082	University presidents; powers and duties	(11)	As is	230	Retain.
Consensus	229.0082	University presidents; powers and duties	(12)	As is	230	Retain.
Consensus	229.0082	University presidents; powers and duties	(13)	As is	230	Retain.
Consensus	229.0082	University presidents; powers and duties	(14)	As is	230	Retain.
Consensus	229.0082	University presidents; powers and duties	(16)	Eliminate		Adequately covered in amended stem language
Consensus	229.0082	University presidents; powers and duties	(17)	As is	230	Retain.
Consensus	229.0082	University presidents; powers and duties	(18)	Eliminate		This section is unnecessary if universities are no longer state agencies.
Consensus	229.011	State functions.		Eliminate		Review for inclusion in Chapter 228; coordinate 229.011-229.134 with 229.004 and 229.0061 (2)(b)
Consensus	229.012	Composition of the State Board of Education.		Eliminate		Repealed January 7, 2003

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Consensus	229.031	Quorum.		As is		
Consensus	229.041	Regulations and standards have force of law.		As is		
Consensus	229.053	General powers of state board.		Eliminate		Repealed 1/7/03. Incorporate these Powers and Duties into appropriate sections of statute.
Consensus	229.0535	Authority to enforce school improvement.		As is	239	
Consensus	229.0537	Opportunity Scholarship Program.		As is	228	
Consensus	229.05371	The John M. McKay Scholarships for Students with Disabilities Program.		As is	228	
Consensus	229.064	Bond issue pursuant to s. 9(d), Art. XII; interest rate.		As is	236	
Consensus	229.066	Community college indebtedness; bonds and tax anticipation certificates; payment.		As is	236	
Consensus	229.085	Custody of educational funds.		As is	236	
Consensus	229.111	Gifts to state public education system or school fund.		As is	236	
Consensus	229.121	Land of the State School Fund; exemption from taxation.		As is	236	
Consensus	229.133	Career education programs to meet workforce shortages; rulemaking.		Eliminate		
Consensus	229.134	Rules adopted pursuant to statutes amended by Ch.. 97-190; effect.		Eliminate		Ensure that existing rules do not have to be readopted
Consensus	229.512	Part II- "Commissioner of Education"		Amend		Consider renaming Part II to conform to reorganization
Consensus	229.512	Commissioner of Education; general powers and duties.		Eliminate		Repealed 1/7/03. Consolidate and merge with 229.005 and 229.0061; review in light of appointed, not elected, no longer Cabinet member, etc. If kept, be consistent with regard to duties.
Consensus	229.513	Rules and statutes relating to facilities and classrooms; periodic review.		Eliminate		
Consensus	229.515	Rulemaking by commissioner.		Eliminate		Rulemaking authority rests with SBE

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Consensus	229.551	Educational management.		Eliminate	240	Repealed in 1/7/03. Review to ensure statutory authority for common course numbering, ACC, etc. Consider establishing the ACC under the Commissioner, in new chapter 240 related to Articulation and Access, OR authorize ACC in definitions. "Time to degree" and other articulation mechanisms are extremely important to seamless articulation and must be preserved.
Consensus	229.555	Educational planning and information systems.		Amend	Office of the Commissioner	Amend to be an integrated K-20 system
Consensus	229.565	Educational evaluation procedures.		Amend	232 or 239	Streamline
Consensus	229.567	School readiness uniform screening.		Amend	238	Amend for consistency with 2001 revisions to s.411.01 (3)(o) and (p) and (10)
Consensus	229.57	Student assessment program.		As Is	238	
Consensus	229.5701	Monitoring and reporting of implementation of methodology for identifying learning gains.		Eliminate		System will be in place; oversight no longer needed
Consensus	229.58	District and school advisory councils.		Amend	230	Streamline, remove prescriptive language
Consensus	229.59	Educational improvement projects.		Eliminate		
Consensus	229.591	Comprehensive revision of Florida's system of school improvement and education accountability.		As is	239	Bump to FBOE to review as part of their strategic planning process.
Consensus	229.592	Implementation of state system of school improvement and education accountability.		Eliminate		Repealed 1/7/03; review by PBF subgroup for preservation of intent and some form of waiver process.
Consensus	229.595	Implementation of state system of education accountability for school-to-work transition.		Amend	239	Amend to be less prescriptive, consolidate with other accountability issues.
Consensus	229.601	Career education program.		Eliminate		Repealed January 7, 2003
Consensus	229.602	Florida private sector and education partnerships.		Amend		Move (3)(e) and (g) to 229.8021; eliminate remainder
Consensus	229.604	Transition to Teaching Program; legislative intent.		Amend	231	Combine sections 229.604-229.6043, move to 231
Consensus	229.6041	Grants; eligible applicants.		Amend	231	Combine sections 229.604-229.6043, move to 231
Consensus	229.6042	Program implementation; authorized expenditures.		Amend	231	Combine sections 229.604-229.6043, move to 231
Consensus	229.6043	Eligible participants; requirements for grant repayment.		Amend	231	Combine sections 229.604-229.6043, move to 231
Consensus	229.75	Department under direction of state board.		As Is		Coordinate Part IV with 229.0073
Consensus	229.76	Functions of department.		Amend		Conform to reorganization
Consensus	229.771	Removal from office.		As Is		

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Consensus	229.775	Computer database of certain persons whose employment was terminated.		As is	231	
Consensus	229.781	Records; preservation; destruction.		Eliminate		Eliminate to the extent redundant with State records requirements
Consensus	229.79	Special services of the department; pooling of purchases by school boards.		As Is		
Consensus	229.8	Apportionment of state school funds.		As Is	236	
Consensus	229.8021	Direct-support organization; use of property; board of directors; audit.		Amend	236	Move language in s. 220.602(3)(e) and (g) to this section; Provide for general authorization
Consensus	229.8041	Educational computing.		Eliminate		
Consensus	229.805	Educational television.		Amend	233	Streamline and update language
Consensus	229.8051	Public broadcasting program system.		Amend	233	Streamline and update language
Consensus	229.8052	State satellite network.		Amend	233	Reflect K-20 structure; too much language specific to community colleges, streamline and update language
Consensus	229.8065	Expenditures for Knott Data Center and Projects, Contracts, and Grants Programs; limitation on state appropriations.		Eliminate		Repealed 6/30/02; need consistent use of terms (Knott Data Center vs. Education Data Center)
Consensus	229.807	Conferences of public school personnel.		As Is		
Consensus	229.8075	Florida Education and Training Placement Information Program.		As is	Office of the Commissioner	
Consensus	229.808	Annual nonpublic school survey.		As is	228	Issues with this section have been sent to the subgroup on definitions
Consensus	229.814	High school equivalency diploma program.		Amend	238	Only refer to local agencies that award Florida High School diploma; revise reference to advanced instruction; clarify language in rest of section
Consensus	229.832	Creation of a system of diagnostic and learning resource centers.		Amend	233	Combine with 229.834 and 229.8341; add requirement to address needs of diverse student population.
Consensus	229.8331	Procurement of health services.		Eliminate		duplicates 227.057(4) and (6)
Consensus	229.8333	School-Related Employee of the Year Program; duties of Department of Education.		Amend	Powers and Duties of the Commissioner	Provide general authorization for the Commissioner to establish recognition programs
Consensus	229.834	Services to other than public school students.		Amend		Combine with 229.832; the subgroup dealing with "public" will review the access to programs and services of nonpublic students
Consensus	229.8341	Services for infants and preschool children.		Amend		Repealed 1/7/03; combine with 229.832 in light of Federal Program Requirements
Consensus	229.8343	Persons delinquent in child support; activities; model rule.		Eliminate		
Consensus	229.8345	Habitual truants; identification.		Eliminate		

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Consensus	229.8347	Partnership for School Safety and Security.		Eliminate		State Board of Education is authorized to establish ad hoc committees
Consensus	229.8348	Safety and Security Best Practices; review; self-assessment; recommendations; report.		As Is	233	