

Division of K-12 Public Schools 2007 Legislative Update

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Chancellor



K-12 Budget Highlights

Teacher Professional Development

- \$136,512,811 for 2007-08,
an increase of \$1,575,871 (1.17%).

Education Innovation Initiatives

- \$9,000,000 to continue A++
Initiatives in 2007-08.



K-12 Budget Highlights

Services to Gifted Students

- Cap on grades 9-12 funding from 2007-08 ESE Guaranteed Allocation to amount expended in 2006-07 .
- OPPAGA Study - accelerated courses vs. gifted services to grades 9-12.



Senate Bill 1226

- Merit Award Program for Instructional Personnel and School-based Administrators.
- Creates section 1012.225, Florida Statutes.
- Signed into law March 29.



Senate Bill 1226 – Merit Award Program

- For 2006-07, districts implementing performance-based pay may create a Merit Award Program (MAP) plan, keep their approved STAR plan, or revert to their plan under s. 1012.22, F.S.
- For 2007-08, districts may create a MAP plan.
- Awards must be 5%-10% of the average teacher salary for that district.
- The program applies to all instructional personnel (except paraprofessionals and substitute teachers) and school-based administrators.
- Awards may be given to individuals or instructional teams.



Senate Bill 1226 – Merit Award Program

- At least 60% of a teacher's bonus must be based on their students' performance on statewide standardized tests using gains in learning, proficiency, or both.
- For non-FCAT subjects, national, state, or district-developed assessments that measure the Sunshine State Standards must be used.
- For equity, districts must balance measurement of proficiency and gains in learning.
- Up to 40% of a teacher's bonus is based on the professional practices component, evaluated by the principal (or district supervisor for school-based administrators).



Senate Bill 1226 – Merit Award Program

- By the 2007-08 school year, districts choosing to do MAP must be able to administer end-of-course exams to participate.
- District-adopted, negotiated plans are due to the Commissioner by October 1.
- Commissioner reports to Leadership each year on district and charter school compliance.
- State Board of Education will adopt rules on how to calculate the district average teachers' salary, reporting formats and procedures for plan review.



Senate Bill 1226 – Merit Award Program

Rule Development Workshops:

- Wednesday, May 16
Orange County School Board
4:00-6:00 pm.
- Thursday, May 17
Miami-Edison Middle School
4:30-6:30 pm.
- Wednesday, May 23
Panhandle Area Educational Consortium
(ChIPLEY)
4:00-6:00 pm Central Time.



Senate Bill 1226 – Merit Award Program

- For 2006-07, the \$147,500,000 appropriation can be used to fund:
 - A district's approved STAR plan.
 - A district's MAP plan.
 - Other existing performance pay plans (1012.22), but only at the amount that was disbursed in the 05-06 school year.
- STAR proviso is repealed.
- Undisbursed money reverts back to the state.
- For guidance documents, visit www.fldoe.org/performancepay/



Update - Differentiated Pay Statutes from the 2006 Legislative Session

- Beginning in 2007-2008 school districts must adopt a salary schedule with differentiated pay for instructional personnel and school-based administrators (s. 1012.22, F.S.).
- School districts may not assign a higher percentage than the school district average of:
 - Temporarily certified teachers.
 - First time teachers.
 - Teachers in need of improvement.
 - Out-of-field teachers.
- To schools graded "D" or "F" or schools with above the school district average of minority and economically disadvantaged students. (s. 1012.2315, F.S.)
- District school boards are authorized to provide salary incentives to meet equitable placement of teachers. (s. 1012.2315, F.S.)
- District school boards may not sign collective bargaining agreements that preclude the district from providing incentives. (s. 1012.2315, F.S.)



House Bill 967 – Physical Education

- Requires 150 minutes of Physical Education per week in grades K-5.
- All instructional personnel as defined in s. 1012.01(2) are approved to teach PE.
- SSS for PE will be reviewed and revised during 2007-08 school year.
- DOE will post PE professional development resources online.



Senate Bill 2092 – Various Education Issues

- Revises high school graduation requirements to include “one credit in fine or performing arts, which may include speech and debate”.
- Deletes the 2006 credit recovery clause in the revised high school graduation requirements, so that students may not receive the elective credit and the recovered credit for the same course.



Senate Bill 2092 – Various Education Issues

- Aligns PE substitution options to the new high school graduation requirements:
 - Students participating in **interscholastic sports** at the junior varsity or varsity level for 2 years and pass the department-developed test in personal fitness are exempt from the one-credit PE requirement.
 - Students completing one semester of **marching band**, physical activity class with marching band activities, or **dance** shall satisfy one-half credit in PE or one-half credit in performing arts; this credit may not be used to satisfy the personal fitness requirement or adaptive PE under an IEP or 504 plan.
 - Students completing 2 years of **ROTC** shall satisfy the one-credit requirement in PE and one-credit requirement in performing arts; this credit may not be used to satisfy the personal fitness requirement or adaptive PE under an IEP or 504 plan.
 - Districts may not require that the one credit in PE be taken during the 9th grade year.



Senate Bill 2092 – Various Education Issues

- Aligns the grade forgiveness policy to the new high school graduation requirements, adding that **middle school** students taking high school courses for high school credit who get a grade of “C”, “D”, or “F”, must have their grade replaced with a “C” or higher in a comparable course. In all middle and high school cases, only the new grade shall be used in the calculation of the student’s grade point average.



Senate Bill 2092 – Various Education Issues

- Extends the time frame for assessments of Department of Juvenile Justice students to within the first 10 days of the student's commitment.
- Declares the date of termination for the charter school districts pilot program as July 1, 2010.
- Ensures that employees who retire after qualifying for a Merit Award Program supplement receive the supplement.



House Bill 511 – School Districts

The bill identifies Academically High-performing School Districts as those meeting the following criteria:

- Beginning with 2004-05 school year, earns a grade of A for 2 consecutive years.
- Has no district-operated school that earns a grade of F
- Complies with all class size requirements.
- Has no material weaknesses or noncompliance in its annual financial audit.



House Bill 511 – School Districts

Such districts are **exempt** from Chapters 1000 through 1013, F.S., pertaining to school districts, and the State Board rules that implement them, during the time of designation as long as the district continues to meet eligibility criteria.



House Bill 511 – School Districts

Such districts are **NOT** exempt from the following:

- Statutes pertaining to services for students with disabilities; civil rights/discrimination; student health, safety, and welfare; student assessment program and school grading system.
- Statutes pertaining to financial matters*.
- Statutes pertaining to planning and budgeting, except s. 1011.62(9)(d) relating to a comprehensive reading plan. However, these districts are approved to receive the research-based reading instruction allocation.
- Statutes governing election or compensation of district school board members.
- Section 1012.22(1)(c) and 1012.27(2) relating to differentiated pay and performance pay policies.
- Statutes pertaining to educational facilities*.
- Statutes pertaining to instructional materials*.

*Includes exceptions outlined in law



House Bill 511 – School Districts

- Such districts shall retain this designation for three years, and may renew if criteria are still met.
- If the district has a district-operated school with a grade of F at any time during the three-year designation period, it loses the designation. If the district meets original eligibility requirements in the future, it can regain the designation.
- Such districts must submit an annual report to the State Board and Legislature.
- The State Board shall identify reporting requirements in state law which are duplicative in NCLB and recommend to the Legislature by December 1, 2007, how to eliminate the duplicative requirements in state law.



Senate Bill 988 – High-risk Offenders

- Amends s.1012.465 (pertinent parts of the Jessica Lunsford Act) and creates §1012.467
- Defines:
 - School Grounds.
 - Contractual Personnel.
 - Non-instructional Contractor.
- Caps cost districts may charge for printing to 30 percent above the total amount charged by FDLE and FBI.
- Requires districts to use the shared system.
- Requires districts to use disqualifying offenses to determine eligibility of non-instructional contractors.
 - Conviction of a listed offense disqualifies contractor.



Senate Bill 988 – High-risk Offenders

- Creates s.1012.468, establishing exemption criteria:
 - line of sight.
 - law enforcement.
 - Ambulance.
 - pick up and delivery.
 - separated by 6' perimeter fencing.
- May not require contractor to undergo screening if exemption criteria is met.
- Must conduct a search of sexual predator/sexual offender database to anyone provided exemption.
- Creates §1012.321, providing exemption criteria for certain instructional personnel:
 - Met standards under Chapter 435.
 - Prints have been retained.
 - Printed within the last 5 years.



Senate Bill 1604 – Sexual Offenders/Predators

- Sexual predators must register every three months. Sexual offenders must register every six months, except with the conviction of specific offenses, which requires registration every three months.
- No later than January 1, 2008, the Department of Law Enforcement shall develop and maintain a system to provide to the public automatic notification of registration information regarding sexual predators and sexual offenders.



Senate Bill 1604 – Sexual Offenders/Predators

- Agencies responsible for conducting employment-related background checks under the National Child Protection Act of 1993, and like organizations, entities or individuals shall have access to the notification system.
- Each institution of higher education in the state will be notified if one of its employees or enrollees is a registered sexual predator *or* sexual offender.



Senate Bill 2512 – ESOL Inservice

- Creates s. 1012.587 to change ESOL inservice requirements:
 - 300 inservice hours are required for primary English/Language Arts instructors.
 - 60 inservice hours are required for reading, math, science, social studies, and computer literacy instructors.
 - 18 inservice hours are required for instructors of other subject areas.
 - 60 inservice hours are required for school administrators or guidance counselors.



House Bills 461 and 463- Random Drug Testing of Student Athletes

- FL High School Athletic Association will facilitate one year program of random drug testing for anabolic steroids.
- Affects athletes in grades 9-12 in football, baseball, and weightlifting.
- Test results are confidential and exempt from public records laws (HB 463).
- Funded by legislative appropriation (\$100,000).



Other Bills Related to K-12

- HB 139, Suicide Prevention.
- HB 529, Cable TV/Video Service Franchise.
- HB 1161, High School to Business Career Enhancement Act.
- SB 1232, Florida Career and Professional Education Act.
- HB 1309, Adoption and Child Protection.
- HB 1421, Digital Divide Council.
- SB 2114, Independent Living and Transition Services.



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Related Bills:

SB 988, SB 1226, SB 1604, SB 2092



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Related Bills:

HB 461, HB 463, HB 967

SB 2092, SB 2512



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Related Bills:

HB 511, SB 2092



2007 K-12 Conference and Innovation Fair

- October 2-5.
- Schools with model programs will present at the Innovation Fair on October 3.
- Orlando – Caribe Royale Hotel.
- www.fldoe.org/k12/conference

