

STATE BOARD OF EDUCATION
Action Item
March 30, 2022

SUBJECT: Approval of New Rule 6A-10.084, Disqualification List

PROPOSED BOARD ACTION

For Approval

AUTHORITY FOR STATE BOARD ACTION

Sections 1001.02(2)(n), 1001.10(4)(d), F.S.

EXECUTIVE SUMMARY

On June 21, 2021, Governor DeSantis signed [House Bill 131](#), which amended sections 1001.10, 1001.42, 1001.51, 1002.33, 1002.421, 1006.061, 1012.27, 1012.31, 1012.315, 1012.795, 1012.796, and 1012.797, F.S., with an effective date of July 1, 2021. The law requires the Department to create and maintain a Disqualification List that will be used as a screening tool for public school districts, charter schools, and private schools that participate in state scholarships.

The rule will create a Disqualification List and require employing entities to both report qualified employees to the list and check the list for ineligible candidates prior to employment. Ineligible candidates would have committed offenses listed in section 1012.315, F.S., or engaged in sexual misconduct with a student. The rule will also provide a list of definitions, including sexual misconduct, instructions for reporting an individual, removing an individual and executing separation affidavits.

Supporting Documentation Included: New Rule 6A-10.084, F.A.C. and Form DQ-1a, EPC Certification of Final Determination of Eligibility for the Disqualification List – Educator Certificate Holder; Form DQ-1b, EPC Certification of Final Determination of Eligibility for the Disqualification List – Educator Certificate Applicant; Form DQ-2, School District Certification of Final Determination of Eligibility for the Disqualification List; Form DQ-3, Charter School Certification of Final Determination of Eligibility for the Disqualification List; Form DQ-4, Private Scholarship School Certification of Final Determination of Eligibility for the Disqualification List; Form DQ-5, Commissioner of Education Certification of Final Determination of Eligibility for the Disqualification List; and Form DQ-6, Affidavit of Separation from School District Employment Due to Termination or Resignation in Lieu of Termination

Facilitator/Presenter: Dr. Paul O. Burns, Deputy Chancellor, Educator Quality