

6A-10.084 Disqualification List.

(1) through (3) No change.

(4) Reporting Requirements for Final Order or Report.

(a) No change.

(b) In order for a school district, charter school or private scholarship school to report a person for inclusion on the Disqualification List, the final order or report must include the following information:

1. No change.

2. This determination is based upon a finding, supported by clear and convincing evidence or material, that the person committed either sexual misconduct with a student, as defined by this rule, or has been convicted, as defined by this rule, of one of the crimes authorized by listed in Section 1012.315, F.S., and listed in Section 435.04(2), F.S.; and

3. No change.

(c) No change.

(d) In order for the EPC to report a person who holds an educator certificate for inclusion on the Disqualification List, the final order must include the following information:

1. No change.

2. This penalty is based upon a finding, supported by clear and convincing evidence or material, that the person committed either sexual misconduct with a student, as defined by this rule, or has been convicted, as defined by this rule, of one of the crimes authorized by listed in Section 1012.315, F.S., and listed in Section 435.04(2), F.S.; and

3. No change.

(e) In order for the EPC to report a person who is an applicant for an educator certificate, as defined in this rule, for inclusion on the Disqualification List, the final order must include the following information:

1. No change.

2. This determination is based upon a finding, supported by clear and convincing evidence or material, that the person committed either sexual misconduct with a student, as defined by this rule, or has been convicted, as defined by this rule, of one of the crimes authorized by listed in Section 1012.315, F.S., and listed in Section 435.04(2), F.S.

(5) through (8) No change.

(9) Removal from Disqualification List. The process for submitting, considering and ruling upon a request for

removal from the Disqualification List is set forth below.

(a) through (b) No change.

(c) Department Decision on Removal Request.

1. No change.

2. Requests under Section 1001.10(4)(c)3., F.S. Where the employing school district, charter school or private scholarship school that submitted a person for inclusion on the Disqualification List requests removal from the list, the Department will grant the request when the request for removal demonstrates the following:

a. The person on the list is not ineligible for employment as a result of a conviction of one of the crimes authorized by listed in Section 1012.315, F.S., and listed in Section 435.04(2), F.S., and is not under law enforcement investigation for one of the crimes authorized by listed in Section 1012.315, F.S., and listed in Section 435.04(2), F.S.;

b. through c. No change.

(10) Documents Incorporated by Reference. The following documents are incorporated by reference and may be obtained at <http://fldoe.org/disqualificationlist>:

(a) EPC Certification of Final Determination of Eligibility for the Disqualification List – Educator Certificate Holder, Form No. DQ-1a, effective August 2026 June 1, 2022 (<http://flrules.org/Gateway/reference.asp?No=Ref-19650> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-14152>~~), and EPC Certification of Final Determination of Eligibility for the Disqualification List – Educator Certificate Applicant, Form No. DQ-1b, effective August 2026 June 1, 2022 (<http://flrules.org/Gateway/reference.asp?No=Ref-19649> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-14153>~~);

(b) School District Certification of Final Determination of Eligibility for the Disqualification List, Form No. DQ-2, effective August 2026 June 1, 2022 (<http://flrules.org/Gateway/reference.asp?No=Ref-19648> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-14154>~~);

(c) Charter School Certification of Final Determination of Eligibility for the Disqualification List, Form No. DQ-3, effective August 2026 June 1, 2022 (<http://flrules.org/Gateway/reference.asp?No=Ref-19647> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-14155>~~);

(d) Private Scholarship School Certification of Final Determination of Eligibility for the Disqualification List, Form No. DQ-4, effective August 2026 June 1, 2022 (<http://flrules.org/Gateway/reference.asp?No=Ref-19646>

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref 14156>~~);

(e) through (f) No change.

*Rulemaking Authority 1001.02(1), (2)(n), 1001.10(4)(d), 1012.31(2)(a) FS. Law Implemented 1001.10(4)(b),(c), 1012.31(2)(a),
1012.315(1)(c). FS. History--New 6-1-22, Amended*