



Committee on K-12

ACTION PACKET

Meeting

Tuesday, March 20, 2007

9:00 a.m. — 12:00 p.m.

212 Knott Building

**Marco Rubio
Speaker**

**Anitere Flores
Chair**

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Anitere Flores (Chair)	X		
Gary Aubuchon	X		
Dorothy Bendross-Mindingall	X		
Marti Coley	X		
Will Kendrick	X		
Curtis Richardson	X		
Garrett Richter	X		
Shelley Vana	X		
Totals:	8	0	0

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

HB 379 : Use of School District Millage

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gary Aubuchon	X				
Dorothy Bendross-Mindingali			X		
Marti Coley	X				
Will Kendrick			X		
Curtis Richardson	X				
Garrett Richter	X				
Shelley Vana	X				
Anitere Flores (Chair)			X		
Total Yeas: 5		Total Nays: 0			

Appearances:

Steve Swartzel - Proponent

Pinellas School Board

301 4th St. SW

Largo Florida 33770

Phone: 727-838-3470

Juhan Mixon (Lobbyist) - Proponent

Fla. Association of School Administrators

119 E. Park Ave.

Tallahassee Florida 32301

Phone: 222-2591

Georgia Slack (Lobbyist) - Proponent

Boward Schools

9693 Ridgecrest Ct.

Davie Florida

Phone: 305-608-5110

Chris Doolin (Lobbyist) - Proponent

Small School Districts Council Consortium

1118-B Thomasville Rd.

Tallahassee Florida 32303

Phone: 224-3180

Ruth Melton (Lobbyist) - Proponent

Florida School Boards Association

203 S. Monroe St.

Tallahassee Florida 32301

Phone: 414-2578

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

Joy Frank (Lobbyist) - Proponent

Florida Association of District School Superintendents

208 S. Monroe

Tallahassee Florida 32301

Phone: 850-222-2280

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

HB 511 : Uses of the District School Tax

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gary Aubuchon	X				
Dorothy Bendross-Mindingall	X				
Marti Coley	X				
Will Kendrick	X				
Curtis Richardson	X				
Garrett Richter	X				
Shelley Vana	X				
Anitere Flores (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

HB 561 : Human Papillomavirus

Temporarily Deferred

Appearances:

Charles Mahan, M.D. (General Public) - Proponent

USF College of Medicine & P.H.

1001 N. Riverhills Dr.

Tampa Florida 33617

Phone: 813-974-8336

John Sinnott, M.D. (State Employee) (General Public) - Information Only

9666 Oak St.

St. Petersburg Florida 33702

Phone: 813-625-2585

Melanie Toohey (General Public) - Proponent

514 S. Adams St.

Beverly Hills Florida

Phone: 352-746-9611

Rachel Sieg (General Public) - Proponent

BPW/FL

570 MercersFernery Rd.

Deland Florida 32720

Phone: 386-734-8295

Paul Hull (Lobbyist) - Proponent

American Cancer Society, Florida Division

3709 W. Jetton Ave.

Tampa Florida 33679

Phone: 813-382-9235

Charut Somboonwit (State Employee) (General Public) - Information Only

2 Columbia Dr. #6318

Tampa Florida 33606

Phone: 213-844-4187

Joanne Auth (General Public) - Proponent

425 NE 7th St.

Gainesville Florida 32601

Phone: 352-371-1991

Nathan Dunn (Lobbyist) - Opponent

Florida Family Action

PO Box 10626

Tallahassee Florida 32302

Phone: 850-567-8143

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

Michael Sheedy (Lobbyist) - Proponent

Florida Catholic Conference

201 W. Park

Tallahassee Florida 32701

Phone: 850-222-3803

Charles Alexander (State Employee) - Information Only

Florida State Department of Health

2585 Merchant Row Blvd.

Tallahassee Florida

Phone: 850-245-4331

Stephen R. Winn (Lobbyist) - Proponent

Florida Osteopathic Medical Association

2007 Apalachee Parkway

Tallahassee Florida 32301

Phone: 878-7364

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

HB 967 : Public School Physical Education

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gary Aubuchon	X				
Dorothy Bendross-Mindingall	X				
Marti Coley	X				
Will Kendrick	X				
Curtis Richardson	X				
Garrett Richter	X				
Shelley Vana	X				
Anitere Flores (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Appearances:

Robert Keiser (General Public) - Proponent
Legislative Teen Council
1900 W. Commercial Blvd.
Ft. Lauderdale Florida 33309
Phone: 954-614-2929

Matt Singer (General Public) - Proponent
Legislative Teen Council
1900 W. Commercial Blvd.
Ft. Lauderdale Florida 33309
Phone: 954-614-2929

Susan Lynn (State Employee) (General Public) - Proponent
1439 Avondale Way
Tallahassee Florida 32317
Phone: 850-766-6042

James Kotas (Lobbyist) - Proponent
American Heart Association
3319 W. Granada St.
Tampa Florida 33629
Phone: 813-205-3348

Nancy Moreau (Lobbyist) - Proponent
Florida Pediatric Society
1895 Vineland Ln.
Tallahassee Florida 32317
Phone: 850-942-7031

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

Fely Curva, Ph.D. (Lobbyist) - Proponent

FAHPERDS

1018 Thomasville Rd., Ste. 105B

Tallahassee Florida 32303

Phone: 850-577-1400

Dr. Hollie Newnam (State Employee) - Proponent

FAHPERD

798 Foxhound Dr.

Port Orange Florida 32128

Phone: 386-756-0663

Geoffrey Becker (Lobbyist) - Proponent

Florida Academy of Family Physicians

Tallahassee Florida

Phone: 205-9000

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

HB 1107 : Child Care

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gary Aubuchon	X				
Dorothy Bendross-Mindingall			X		
Marti Coley	X				
Will Kendrick			X		
Curtis Richardson	X				
Garrett Richter	X				
Shelley Vana	X				
Anitere Flores (Chair)	X				
Total Yeas: 6		Total Nays: 0			

Appearances:

H.B. Cronon (General Public) - Opponent

HandnHand Academy
6225 Hazeltine Ntl' Dr.
Orlando Florida 32822
Phone: 407-859-6635

Ellen McKinley (General Public) - Opponent

Faith Based
PO Box 1491
Orange Park Florida 32067
Phone: 904-573-8831

Ted Granger (Lobbyist) - Proponent

United Way of Florida
307 E. 7th Ave.
Tallahassee Florida 32303
Phone: 850-488-8276

Fely Curva, Ph.D. (Lobbyist) - Proponent

Florida Children's Forum
1018 Thomasville Rd., Ste. 105-B
Tallahassee Florida 32303
Phone: 850-577-1400

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

COMMITTEE MEETING REPORT

Committee on K-12

3/20/2007 9:00:00AM

Location: 212 Knott Building

Summary:

Committee on K-12

Tuesday March 20, 2007 09:00 am

HB 379	Favorable	Yeas: 5	Nays: 0
HB 511	Favorable With Amendments (1)	Yeas: 8	Nays: 0
HB 561	Temporarily Deferred		
HB 967	Favorable With Amendments (1)	Yeas: 8	Nays: 0
HB 1107	Favorable With Amendments (1)	Yeas: 6	Nays: 0

Committee meeting was reported out: Tuesday, March 20, 2007 2:21:45PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

HB 511

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<u>Y</u>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Schools & Learning Council
 2 Representative(s) Kendrick offered the following:

Amendment (with title amendment)

5 Remove everything after the enacting clause, and insert:

6 Section 1. Paragraph (a) of subsection (9) of section
 7 200.065, Florida Statutes, is amended to read:

8 200.065 Method of fixing millage.--

9 (9)(a) In addition to the notice required in subsection
 10 (3), a district school board shall publish a second notice of
 11 intent to levy additional taxes under s. 1011.71(2). Such notice
 12 shall specify the projects or number of school buses anticipated
 13 to be funded by such additional taxes and shall be published in
 14 the size, within the time periods, adjacent to, and in
 15 substantial conformity with the advertisement required under
 16 subsection (3). The projects shall be listed in priority within
 17 each category as follows: construction and remodeling;
 18 maintenance, renovation, and repair; motor vehicle purchases;
 19 new and replacement equipment; payments for educational
 20 facilities and sites due under a lease-purchase agreement;
 21 payments for renting and leasing educational facilities and

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

22 sites; payments of loans approved pursuant to ss. 1011.14 and
23 1011.15; payment of costs of compliance with environmental
24 statutes and regulations; payment of premiums for property and
25 casualty insurance necessary to insure the educational plants of
26 the school district; payment of costs of leasing relocatable
27 educational facilities; and payments to private entities to
28 offset the cost of school buses pursuant to s. 1011.71(2)(i).
29 The additional notice shall be in the following form, except
30 that if the district school board is proposing to levy the same
31 millage under s. 1011.71(2) which it levied in the prior year,
32 the words "continue to" shall be inserted before the word
33 "impose" in the first sentence, and except that the second
34 sentence of the second paragraph shall be deleted if the
35 district is advertising pursuant to paragraph (3)(e):

36
37 NOTICE OF TAX FOR SCHOOL
38 CAPITAL OUTLAY
39

40 The (name of school district) will soon consider a
41 measure to impose a (number) mill property tax for the
42 capital outlay projects listed herein.

43 This tax is in addition to the school board's proposed tax
44 of (number) mills for operating expenses and is proposed
45 solely at the discretion of the school board. THE PROPOSED
46 COMBINED SCHOOL BOARD TAX INCREASE FOR BOTH OPERATING EXPENSES
47 AND CAPITAL OUTLAY IS SHOWN IN THE ADJACENT NOTICE.

48 The capital outlay tax will generate approximately \$
49 (amount) , to be used for the following projects:

50
51 (list of capital outlay projects)

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Amendment No. (1)

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All concerned citizens are invited to a public hearing to be held on (date and time) at (meeting place) .

A DECISION on the proposed CAPITAL OUTLAY TAXES will be made at this hearing.

Section 2. Paragraph (j) is added to subsection (2) of section 1011.71, Florida Statutes, and paragraph (a) of subsection (5) of that section is amended, to read:

1011.71 District school tax.--

(2) In addition to the maximum millage levy as provided in subsection (1), each school board may levy not more than 2 mills against the taxable value for school purposes for district schools, including charter schools at the discretion of the school board, to fund:

(j) Payment of premiums for property and casualty insurance necessary to insure the educational plants of the school district.

Violations of these expenditure provisions shall result in an equal dollar reduction in the Florida Education Finance Program (FEFP) funds for the violating district in the fiscal year following the audit citation.

(5)(a) It is the intent of the Legislature that, by July 1, 2003, revenue generated by the millage levy authorized by subsection (2) should be used only for the costs of construction, renovation, remodeling, maintenance, and repair of the educational plant; for the purchase, lease, or lease-purchase of equipment, educational plants, and construction materials directly related to the delivery of student instruction; for the rental or lease of existing buildings, or

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

82 space within existing buildings, originally constructed or used
83 for purposes other than education, for conversion to use as
84 educational facilities; for payment of premiums for property and
85 casualty insurance necessary to insure the educational plants of
86 the school district; for the opening day collection for the
87 library media center of a new school; for the purchase, lease-
88 purchase, or lease of school buses or the payment to a private
89 entity to offset the cost of school buses pursuant to paragraph
90 (2)(i); and for servicing of payments related to certificates of
91 participation issued for any purpose prior to the effective date
92 of this act. Costs associated with the lease-purchase of
93 equipment, educational plants, and school buses may include the
94 issuance of certificates of participation on or after the
95 effective date of this act and the servicing of payments related
96 to certificates so issued. For purposes of this section,
97 "maintenance and repair" is defined in s. 1013.01. Each year
98 operating revenues are made available through the payment of
99 property and casualty insurance premiums from revenues generated
100 under this subsection or subsection (2), such operating revenues
101 may be expended only for nonrecurring operational expenditures
102 of the school district.

103

104 A district that violates these expenditure restrictions shall
105 have an equal dollar reduction in funds appropriated to the
106 district under s. 1011.62 in the fiscal year following the audit
107 citation. The expenditure restrictions do not apply to any
108 school district that certifies to the Commissioner of Education
109 that all of the district's instructional space needs for the
110 next 5 years can be met from capital outlay sources that the
111 district reasonably expects to receive during the next 5 years

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Amendment No. (1)

112 or from alternative scheduling or construction, leasing,
113 rezoning, or technological methodologies that exhibit sound
114 management.

115 Section 3. Section 1003.621, Florida Statutes, is created
116 to read:

117 1003.621 Academically high-performing school districts.--

118 It is the intent of the Legislature to recognize and reward
119 school districts that demonstrate the ability to consistently
120 maintain or improve their high-performing status. The purpose of
121 this section is to provide high-performing school districts with
122 flexibility in meeting the specific requirements in statute and
123 rules of the State Board of Education.

124 (1) ACADEMICALLY HIGH-PERFORMING SCHOOL DISTRICT.--

125 (a) A school district is an academically high-performing
126 school district if it meets the following criteria:

127 1.a. Beginning with the 2005-2006 school year, earns a
128 grade of "A," under s. 1008.34(7) for 2 consecutive years; and

129 b. Has no public schools, including charter schools, that
130 earn a grade of "F" under s. 1008.34;

131 2. Complies with all class size requirements in s. 1, Art.
132 IX, of the State Constitution and s. 1003.03; and

133 3. Has no material weaknesses or instances of material
134 noncompliance noted in the annual financial audit conducted
135 pursuant to s. 218.39.

136 (b) By July 1, the State Board of Education shall notify
137 all school districts as to those districts designated as
138 academically high performing school districts. Each designated
139 school district shall retain the designation as a high-
140 performing school district for 3 years, at the end of which time
141 the district may request renewal of the designation if the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

142 district meets the requirements in this section. If a school
143 grade is being appealed, the designation is conditional until
144 the appeal outcome is finalized. The State Board of Education
145 will notify any district that is no longer eligible to be
146 designated as an academically high-performing school district.

147 (c) A school district, that is designated as an
148 academically high-performing school district, must send the
149 State Board of Education a list of the specific statutes or
150 rules from which the school district desires to be exempt during
151 its period of designation.

152 (d) In order to maintain the designation as an
153 academically high-performing school district pursuant to this
154 section, a school district must meet the following requirements:

155 1. Comply with the provisions of subparagraphs(a)2. and
156 3.; and

157 2. Earn a grade of "A" under s. 1008.34(7) for 2 years
158 within a 3-year period.

159 However, a district in which a public school, including a
160 charter school, earns a grade of "F" under s. 1008.34 during the
161 3-year period may not continue to be designated as an
162 academically high-performing school district during the
163 remainder of that 3-year period. The district must meet the
164 criteria in paragraph (a) in order to be redesignated as an
165 academically high-performing school district.

166 (2) EXEMPTION FROM STATUTES AND RULES.--An academically
167 high-performing school district may not be exempt from any of
168 the following statutes:

169 (a) Those statutes pertaining to the provision of services
170 to students with disabilities.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

171 (b) Those statutes pertaining to civil rights, including
172 s. 1000.05, relating to discrimination.

173 (c) Those statutes pertaining to student health, safety,
174 and welfare.

175 (d) Those statutes governing the election or compensation
176 of district school board members.

177 (e) Those statutes pertaining to the student assessment
178 program and the school grading system, including chapter 1008.

179 (f) Those statutes pertaining to financial matters,
180 including chapter 1010, except that s. 1010.20(3)(a)1., 2., and
181 3., relating to the required program expenditure levels, are
182 eligible for exemption.

183 (g) Those statutes pertaining to planning and budgeting,
184 including chapter 1011, except that the following sections are
185 eligible for exemption:

186 1. Section 1011.62(9)(d), relating to the requirement for
187 a comprehensive reading plan; and

188 2. Section 1011.71(2), relating to the district school
189 tax, in order to provide funds for property insurance and
190 casualty insurance.

191 (h) Sections 1012.22(1)(c) and 1012.27(2), relating to
192 differentiated pay and performance-pay policies for school
193 administrators and instructional personnel. Professional service
194 contracts are subject to the provisions of ss. 1012.33 and
195 1012.34.

196 (i) Those statutes pertaining to educational facilities,
197 including chapter 1013, except that s. 1013.20, relating to
198 covered walkways for portables, and s. 1013.21, relating to the
199 use of relocatable facilities that exceed 20 years of age, are
200 eligible for exemption.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

201 (j) Those statutes relating to instructional materials,
202 except that s. 1006.37, relating to the requisition of state-
203 adopted materials from the depository under contract with the
204 publisher, and s. 1006.40(3)(a), relating to the use of 50
205 percent of the instructional materials allocation, shall be
206 eligible for exemption.

207
208 A district that is exempt from submitting a K-12 comprehensive
209 reading plan pursuant to s. 1011.62(9)(d) shall be deemed
210 approved to receive the research-based reading instruction
211 allocation.

212 (3) COMPLIANCE REQUIREMENTS.--An academically high-
213 performing school district shall comply with the following
214 statutes:

215 (a) Section 286.011, relating to public meetings and
216 records, public inspection, and criminal and civil penalties.

217 (b) Those statutes pertaining to public records, including
218 chapter 119.

219 (c) Those statutes pertaining to financial disclosure by
220 elected officials.

221 (d) Those statutes pertaining to conflicts of interest by
222 elected officials.

223 (4) GOVERNING BOARD.--The governing board of the
224 academically high-performing school district shall be the duly
225 elected district school board. The district school board shall
226 supervise the academically high-performing school district.

227 (5) REPORTS.--The academically high-performing school
228 district shall submit to the State Board of Education and the
229 Legislature an annual report on December 1 which delineates the
230 performance of the school district relative to the academic

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

231 performance of students at each grade level in reading, writing,
232 mathematics, science, and any other subject that is included as
233 a part of the statewide assessment program in s. 1008.22. The
234 annual report shall be submitted in a format prescribed by the
235 Department of Education and shall include, but need not be
236 limited to, the following:

237 (a) Longitudinal performance of students in mathematics,
238 reading, writing, science, and any other subject that is
239 included as a part of the statewide assessment program in s.
240 1008.22;

241 (b) Longitudinal performance of students by grade level
242 and subgroup in mathematics, reading, writing, science, and any
243 other subject that is included as a part of the statewide
244 assessment program in s. 1008.22;

245 (c) Longitudinal performance regarding efforts to close
246 the achievement gap;

247 (d)1. Number and percentage of students who take an
248 Advanced Placement Examination; and

249 2. Longitudinal performance regarding students who take an
250 Advanced Placement Examination by demographic group,
251 specifically by age, gender, race, and Hispanic origin, and by
252 participation in the National School Lunch Program.

253 (e) Evidence of compliance with subsection (1); and

254 (f) A description of each waiver and the status of each
255 waiver.

256 Section 2. The State Board of Education shall identify any
257 reporting requirements in state law which duplicate the
258 requirements for reporting under the federal No Child Left
259 Behind Act and make recommendations to the Legislature by

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

260 December 1, 2007, for eliminating duplicative requirements in
261 state law.

262 Section 4. This act shall take effect July 1, 2007.
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264

265

===== T I T L E A M E N D M E N T =====

266

Remove the entire title, and insert:

267

A bill to be entitled

268

An act relating to school district flexibility; amending

269

ss. 200.065 and 1011.71, F.S.; authorizing a district

270

school board to levy additional taxes, not to exceed 2

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mills, to fund property and casualty insurance costs of

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the school district; providing exemptions from certain

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expenditure restrictions for school districts meeting

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certain requirements related to class size and audits;

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creating s. 1003.621, F.S.; providing criteria for

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designating academically high-performing school districts;

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providing exceptions for such districts to be exempt from

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certain statutes and rules; providing compliance

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requirements; providing for district governing boards;

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providing for reports; providing for a review by the State

281

Board of Education of certain reporting requirements;

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providing an effective date.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

Bill No. 0967

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<u>Y</u>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Committee on K-12

2 Representative(s) Weatherford offered the following:

3
4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (7) is added to section 1001.11,
7 Florida Statutes, to read:

8 1001.11 Commissioner of Education; other duties.--

9 (7) The commissioner shall dedicate financial and
10 departmental staff resources to provide professional development
11 to physical education teachers; elementary and secondary
12 teachers whose assignments include physical education courses;
13 and developers of physical education curricula. Such
14 professional development shall incorporate current physical
15 education and nutrition philosophy and best practices that
16 result in student participation in physical activities that
17 promote lifelong physical and mental well-being.

18 Section 2. Subsection (16) is added to section 1003.01,
19 Florida Statutes, to read:

20 1003.01 Definitions.--As used in this chapter, the term:

3-15-07 7:25 pm

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

21 (16) "Physical education" means the development or
22 maintenance of skills related to strength, agility, flexibility,
23 movement, and stamina; the development of knowledge and skills
24 regarding teamwork and fair play; the development of knowledge
25 and skills regarding nutrition and physical fitness as part of a
26 healthy lifestyle; and the development of positive attitudes
27 regarding sound nutrition and physical activity as a component
28 of personal well-being.

29 Section 3. Subsection (3) of section 1003.455, Florida
30 Statutes, is amended to read:

31 1003.455 Physical education; assessment.--

32 (3) Each district school board shall provide 150 minutes
33 of physical education each week for students in kindergarten
34 through grade 5. Students enrolled in such instruction shall be
35 reported separately through the Florida Education Finance
36 Program, and records of such enrollment shall be audited
37 pursuant to s. 1010.305. Each district school board is
38 encouraged to provide ~~150 minutes of physical education each~~
39 ~~week for students in kindergarten through grade 5 and 225~~
40 minutes of physical education each week for students in grades 6
41 through 8.

42 Section 4. During the 2007-2008 school year, the State
43 Board of Education shall review and revise the Sunshine State
44 Standards related to physical education to reflect state-of-the-
45 art philosophy and practice. The revised standards shall
46 emphasize the role of physical education in promoting the
47 knowledge, skills, and attitudes that prepare students to make
48 healthy lifelong nutrition and physical fitness choices.

49 Section 5. This act shall take effect upon becoming a law.

50 ===== T I T L E A M E N D M E N T =====

3-15-07 7:25 pm

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1)

51 Remove the entire title and insert:
52 A bill to be entitled
53 An act relating to physical education; amending s.
54 1001.11, F.S.; requiring the Commissioner of Education to
55 dedicate resources to provide professional development in
56 physical education; amending s. 1003.01, F.S.; defining
57 the term "physical education"; amending s. 1003.455, F.S.;
58 requiring district school boards to provide specified
59 physical education for certain students; requiring
60 reporting for funding purposes and auditing of records;
61 requiring the Department of Education to review and revise
62 the Sunshine State Standards regarding physical education;
63 providing an effective date.

3-15-07 7:25 pm

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1 with AA1)

Bill No. **HB 1107**

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<u>Y</u>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: K-12
 2 Representative Flores/Ausley offered the following:

Amendment (with title amendments)

Remove lines 24-120 and insert:

3
 4
 5
 6 SYSTEM.--Subject to specific legislative appropriation, the
 7 Office of Early Learning within the Agency for Workforce
 8 Innovation shall establish Florida's Sunshine State Stars
 9 Quality Rating System to provide a voluntary, statewide standard
 10 rating system for licensed early learning programs, child care
 11 facilities as defined in s. 402.302, and facilities
 12 participating in the Voluntary Prekindergarten Education Program
 13 created under s. 1002.53.

14 (a) The rating system shall consist of five tiers. For the
 15 purposes of this section, a "tier" refers to each level of
 16 progression and represents a higher level of quality within the
 17 quality rating system. To communicate the level of quality to
 18 parents, consumers, and the participating early learning
 19 program, a star symbol shall be used. Programs that meet the
 20 highest level of quality in the rating system shall be awarded
 21 five stars.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1 with AA1)

22 (b) Programs must meet all the criteria of a tier before
23 advancing to the next tier. The office shall be responsible for
24 implementing the requirements for each tier in each category
25 based upon recommendations of the Early Learning Advisory
26 Council's Quality Rating System Task Force and recommendations
27 from organized meetings to gather local input from parent and
28 provider focus groups and interviews.

29 (2) REQUIREMENTS FOR CHILD CARE FACILITIES AND FACILITIES
30 PARTICIPATING IN THE VOLUNTARY PREKINDERGARTEN EDUCATION
31 PROGRAM.--

32 (a) Overall quality rating assessment shall be based on
33 the following major components that have been documented by
34 research or best practices to positively impact child and family
35 outcomes:

- 36 1. Learning environment.
- 37 2. Curricula, screening, and assessment.
- 38 3. Staff qualifications.
- 39 4. Professional development.
- 40 5. Business practices.
- 41 6. Family involvement.

42 (b) Advancement through the tiers in each major component
43 shall be based on the following:

- 44 1. Learning environment, verified through document
45 submission or use of an appropriate environment rating scale.
- 46 2. Curricula, screening, and assessment, verified through
47 document review and observation.
- 48 3. Staff qualifications, verified by linkage with
49 licensing and document review.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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50 4. Professional development for the director, lead
51 teacher, and assistant teacher, verified by linkage with
52 licensing and document review.

53 5. Business practices, verified by document review and
54 observation. Consideration shall be given to child care
55 providers possessing a Gold Seal Quality Care designation and
56 Head Start and Early Head Start programs of quality and
57 excellence.

58 6. Family involvement, verified through document review.

59 Section 2. Florida's Sunshine State Stars Quality Rating
60 System Voluntary Pilot Program.--

61 (1) FLORIDA'S SUNSHINE STATE STARS QUALITY RATING SYSTEM
62 VOLUNTARY PILOT PROGRAM.--Subject to specific legislative
63 appropriation, Florida's Sunshine State Stars Quality Rating
64 System voluntary pilot program is created for the implementation
65 of the rating system tier program in the following counties:
66 Broward, Duval, Hillsborough, Leon, Miami-Dade, Orange, Palm
67 Beach, and Pinellas. The identified counties include urban
68 counties and rural counties that have established or are in the
69 process of establishing quality rating systems.

70 (2) FINANCIAL INCENTIVES FOR ADVANCEMENT IN THE RATING
71 SYSTEM.--

72 (a) Centers and programs in tiers 1, 2, and 3 shall be
73 eligible for grants and awards to improve quality, subject to
74 appropriation.

75 (b) Centers and programs in tiers 4 and 5 shall be
76 eligible for merit awards to maintain high quality, subject to
77 appropriation.

78 (3) TECHNICAL SUPPORT.--Subject to specific legislative
79 appropriation, technical support shall be provided to programs

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (1 with AA1)

80 to ensure successful entry into the rating system and movement
81 through the system. The Office of Early Learning within the
82 Agency for Workforce Innovation shall coordinate with the
83 participating early learning coalitions to facilitate the
84 successful participation of child care facilities in the pilot
85 program and with those programs currently implementing a quality
86 rating system.

87 (4) OTHER COUNTIES.--Nothing in this section shall
88 preclude early learning coalitions from implementing a quality
89 rating system in other counties.

90 (5) EXPIRATION OF THE PILOT PROGRAM.--The pilot program
91 shall expire on July 1, 2009.

92 Section 3. In order to ensure the availability of
93 qualified teachers to meet the needs associated with higher
94 standards, the Office of Early Learning within the Agency for
95 Workforce Innovation, in collaboration with the Department of
96 Education and the Department of Children and Family Services,
97 shall develop an early education workforce development plan.
98 The plan shall include recommendations for the funding and
99 expansion of current child care professional development
100 credentialing programs, such as the Teacher Education and
101 Compensation Helps program (TEACH), as well as other programs
102 designed to provide professional development, credentialing, and
103 advanced education.

104 Section 4. This act shall take effect upon becoming a law.

106 ===== T I T L E A M E N D M E N T =====

107 Remove line 14 and insert:

108 workforce development plan;

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