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# **Education Committee**

**Thursday, March 10, 2011**

**8:00 AM – 12:00 PM**

**2:45 PM – 5:45 PM (Cancelled)**

**17 HOB - Morris Hall**

**Action Packet**

**Dean Cannon  
Speaker**

**William Proctor  
Chair**

# COMMITTEE MEETING REPORT

## Education Committee

3/10/2011 8:00:00AM

**Location:** Morris Hall (17 HOB)

**Attendance:**

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
William Proctor (Chair)	X		
Janet Adkins	X		
Michael Bileca	X		
Jeffrey Brandes	X		
Dwight Bullard	X		
Gwyndolen Clarke-Reed	X		
Marti Coley	X		
Daniel Davis	X		
Erik Fresen	X		
Reggie Fullwood	X		
Clay Ingram	X		
H. Marlene O'Toole	X		
Betty Reed	X		
Jimmie Smith	X		
Cynthia Stafford	X		
Kelli Stargel			X
John Tobia	X		
Barbara Watson	X		
<b>Totals:</b>	<b>17</b>	<b>0</b>	<b>1</b>

Committee meeting was reported out: Thursday, March 10, 2011 2:54:19PM

# COMMITTEE MEETING REPORT

## Education Committee

3/10/2011 8:00:00AM

Location: Morris Hall (17 HOB)

HB 7019 : Education Personnel

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Michael Bileca	X				
Jeffrey Brandes	X				
Dwight Bullard		X			
Gwyndolen Clarke-Reed		X			
Marti Coley	X				
Daniel Davis	X				
Erik Fresen	X				
Reggie Fullwood		X			
Clay Ingram	X				
H. Marlene O'Toole	X				
Betty Reed		X			
Jimmie Smith	X				
Cynthia Stafford		X			
Kelli Stargel			X		
John Tobia	X				
Barbara Watson		X			
John Legg (Ex Officio)	X				
William Proctor (Chair)	X				
<b>Total Yeas: 12</b>		<b>Total Nays: 6</b>			

### Appearances:

HB 7019

Keith Hatcher, Principal - Proponent  
Fort White High School  
724 SW Sherlock Terrace  
Lake City Florida 32024  
Phone: 386-365-8742

HB 7019

Melissa Barton, Advocate and Mother - Proponent  
12651 SE Old Cypress Drive  
Hobe Sound Florida  
Phone: 772-224-1301

HB 7019

Michael Monroe, Policy Analyst - Opponent  
Florida Education Association  
213 South Adams  
Tallahassee Florida 32301  
Phone: 850-201-2966

Committee meeting was reported out: Thursday, March 10, 2011 2:54:19PM

# COMMITTEE MEETING REPORT

## Education Committee

3/10/2011 8:00:00AM

**Location:** Morris Hall (17 HOB)

HB 7019

Paul and Constance Nonnenmache, Parents - Proponent

8181 Jasbow Junction

Wekiwatchee Florida 34613

Phone: 352-592-0600

HB 7019

Jean Morris (Retired Teacher) - Proponent

876 Pinellas Point Drive South

St. Petersburg Florida 33705

Phone: 727-470-0244

HB 7019 (Amendment #2)

Andrew Spar, President (Lobbyist) - Proponent

Volusia Teachers Organization

1381 Educators Road

Daytona Beach Florida 32124

Phone: 386-238-1605

HB 7019 (Amendment #2)

Michael Monroe, Policy Analyst (Lobbyist) - Proponent

Florida Education Association

213 South Adams Street

Tallahassee Florida 32301

Phone: 850-201-2966

HB 7019 (Amendments #4 and #5)

Michael Monroe, Policy Analyst (Lobbyist) - Proponent

Florida Education Association

213 S. Adams Street

Tallahassee Florida 32301

Phone: 850-201-2966

HB 7019 (Amendment #6)

Ron Meyer, Attorney (Lobbyist) - Proponent

Florida Education Association

P. O. Box 1547

Tallahassee Florida 32302

Phone: 850-878-5212

HB 7019 (Amendment #7)

Adam Peshkek, Legislative Director (Lobbyist) - Opponent

Foundation for Florida's Future

215 South Monroe Street, Ste 130

Tallahassee Florida 32301

Phone: 850-391-3070

HB 7019

Eric Schwalbach (7th and 8th Grade Math Teacher) - Proponent

709 South Main Street

Minneola Florida 34715

Phone: 407-616-4036

Committee meeting was reported out: Thursday, March 10, 2011 2:54:19PM

# COMMITTEE MEETING REPORT

## Education Committee

3/10/2011 8:00:00AM

**Location:** Morris Hall (17 HOB)

HB 7019

Ryan West, Director (Lobbyist) - Proponent  
Education & Economic Development Policy  
136 South Bronough Street  
Tallahassee Florida 32301  
Phone: 850-521-1251

HB 7019

Eddie Eaton, Pastor and Parent - Proponent  
1599 Bradley Road  
Westville Florida 32464  
Phone: 850-956-4100

HB 7019

Jose Gonzales, Vice President of Government Affairs (Lobbyist) - Proponent  
Associated Industries of Florida  
516 West Adams Street  
Tallahassee Florida 32302  
Phone: 850-224-7173

HB 7019

Andrew Spar, President (Lobbyist) - Opponent  
Volusia Teachers Organization  
1381 Educators Rd  
Daytona Beach FL 32124  
Phone: (386)238-1605

HB 7019

Mary Anne Wright, Grandparent - Proponent  
624 Tallavana Trail  
Havana Florida 32333  
Phone: 850-539-5755

HB 7019

Karen Schoen (Retired Teacher) - Proponent  
2196 Shelby Court  
Sunny Hills Florida 32428  
Phone: 954-864-0530

HB 7019

Adam Peshek, Legislative Director (Lobbyist) - Proponent  
Foundation for Florida's Future  
215 S Monroe St Ste 130  
Tallahassee FL 32301  
Phone: (850)391-3070

Committee meeting was reported out: Thursday, March 10, 2011 2:54:19PM

# COMMITTEE MEETING REPORT

Education Committee

3/10/2011 8:00:00AM

**Location:** Morris Hall (17 HOB)

**Summary:**

**Education Committee**

*Thursday March 10, 2011 08:00 am*

HB 7019 Favorable With Committee Substitute

Yeas: 12 Nays: 6

Committee meeting was reported out: Thursday, March 10, 2011 2:54:19PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7019 (2011)

Amendment No. 1

<u>COMMITTEE/SUBCOMMITTEE ACTION</u>	
ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

**ADOPTED**

3-10-11

1 Committee/Subcommittee hearing bill: Education Committee  
2 Representative(s) Fresen offered the following:

3

4 **Amendment**

5 Remove lines 560-571 and insert:

6 3. Advanced degrees.—A district school board may not use  
7 advanced degrees in setting a salary schedule for instructional  
8 personnel or school administrators hired on or after July 1,  
9 2011, unless the advanced degree is held in the individual's  
10 area of certification and is only a salary supplement.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7019 (2011)

Amendment No. 2

COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
FAILED TO ADOPT  (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

*Failed*

1 Committee hearing bill: Education Committee  
2 Representative(s) Bullard offered the following:

**Amendment**

5 Remove lines 210-217 and insert:

6 a. For classroom teachers, excluding substitute teachers,  
7 the student growth portion of the evaluation must include  
8 growth, as defined in subsection (8) and in section (D)(2)(i) of  
9 the Race to the Top memorandum of understanding for students  
10 assigned to the teacher over the course of at least 3 years. If  
11 less than 3 years of data are available, the school district  
12 must include the years for which data are available. The school  
13 district may phase-in the evaluation system beginning with the  
14 2011-2012 school year but will use, at a minimum, student growth  
15 as defined in subsection (8) and in section (D)(2)(i) of the  
16 Race to the Top memorandum of understanding for at least 35% of  
17 the evaluation and student growth or achievement as determined  
18 by the school district for 15% of the evaluation. Beginning with  
19 the 2014-2015 school year the teacher evaluation system will



Amendment No. 3

COMMITTEE ACTION

ADOPTED	— (Y/N)
ADOPTED AS AMENDED	— (Y/N)
ADOPTED W/O OBJECTION	— (Y/N)
FAILED TO ADOPT	<input checked="" type="checkbox"/> (Y/N)
WITHDRAWN	— (Y/N)
OTHER	_____

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1 Committee hearing bill: Education Committee  
2 Representative(s) Clarke-Reed offered the following:

3

4 **Amendment**

5 Remove line 731 and insert:

6 (c) An annual contract shall be awarded if the

Amendment No. 4

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	<input checked="" type="checkbox"/>	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

FAILED

1 Committee hearing bill: Education Committee  
 2 Representative(s) Fullwood offered the following:

**Amendment**

Between lines 745 and 746, insert:

3  
4  
5  
6 4. Where instructional personnel is eligible for a  
 7 recommendation of an annual contract renewal by the district  
 8 school superintendent based upon an individual's highly  
 9 effective or effective evaluation, such employee shall be  
 10 granted an annual contract unless charges of just cause as  
 11 defined by s. 1012.335 (5) are brought based upon a pattern of  
 12 ineffective teaching or performance by such instructional  
 13 personnel, as defined in s. 1012.34. If such recommendation for  
 14 an annual contract renewal is denied, notwithstanding fiscal  
 15 constraints, the superintendent shall include a written  
 16 explanation detailing the rationale for such non-renewal.  
 17  
18

Amendment No. 5

COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input checked="" type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

FAILED

1 Committee hearing bill: Education Committee  
2 Representative(s) Fullwood offered the following:

3  
4 **Amendment**

5 Between lines 898 and 899, insert:

6 (c) The Department of Education and each school district  
7 shall annually report only the school name and the  
8 effectiveness rating levels, as defined in s. 1012.34, for each  
9 instructional personnel who were rated highly effective or  
10 effective and who were non-renewed by the district. The data  
11 must be reported via the department's website in a manner that  
12 is accessible by the public and must not include any personal  
13 identifying information.  
14

Amendment No. 6

COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	<input checked="" type="checkbox"/>	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

FAILED

1 Committee hearing bill: Education Committee  
2 Representative(s) Bullard offered the following:

3  
4 **Amendment**

5 Remove lines 720-745 and insert:

6 (d) "Professional performance contract" means an  
7 employment contract for instructional personnel for a period of  
8 3 school years, which shall be renewed for additional 3-year  
9 periods as long as the individual has not received two  
10 consecutive unsatisfactory evaluations under s. 1012.34, two  
11 unsatisfactory evaluations within a 3-year period under s.  
12 1012.34, or three evaluations of needs improvement within any 5-  
13 year period under s. 1012.34.

14 (2) EMPLOYMENT—

15 (a) Beginning on July 1, 2011, each individual newly hired  
16 as instructional personnel by a Florida school district shall  
17 receive a probationary contract.

Amendment No. 6

46 c. Has not received two consecutive unsatisfactory  
47 evaluations under s. 1012.34, two unsatisfactory evaluations  
48 within a 3-year period under s. 1012.34, or three evaluations of  
49 needs improvement within any 5-year period under s. 1012.34.

50 2. A district school board may issue a professional  
51 performance contract after July 1, 2011, to any instructional  
52 personnel staff member who has previously held a professional  
53 performance contract, a professional service contract, or a  
54 continuing contract in the same or another school district  
55 within this state. Any instructional personnel staff member who  
56 holds a professional service contract or a continuing contract  
57 may, but is not required to, exchange such contract for a  
58 professional performance contract in the same district.

59 3. If a professional performance contract is not renewed  
60 by the district school board based on performance of duties and  
61 demonstration of professional competence of the individual under  
62 s. 1012.34, upon the recommendation of the superintendent and  
63 upon the approval of the district school board, the individual  
64 may be appointed to up to three additional annual contracts or  
65 not be offered an additional contract. At the time of making  
66 such recommendation to the district school board, the  
67 superintendent shall state the performance-based reason for his  
68 or her recommendation and the district school board shall take  
69 final action on such recommendation.

70

Amendment No. 7

COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	<input checked="" type="checkbox"/>	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

*Failed*

1 Committee hearing bill: Education Committee  
 2 Representative(s) Clarke-Reed offered the following:

**Amendment**

Remove lines 409-413 and insert:

6 growth based upon a student's gender, race, or ethnicity. In the  
 7 development of the formula, the commissioner shall consider  
 8 other factors such as a student's attendance record, disability  
 9 status, socioeconomic status, or status as an English language  
 10 learner. The commissioner shall select additional