



**K – 20 Innovation
Subcommittee
Monday, March 28, 2011
3:00 PM – 6:00 PM
404 HOB
Action Packet**

**Dean Cannon
Speaker**

**Kelli Stargel
Chair**

COMMITTEE MEETING REPORT

K-20 Innovation Subcommittee

3/28/2011 3:00:00PM

Location: 404 HOB

Summary:

K-20 Innovation Subcommittee

Monday March 28, 2011 03:00 pm

HB 1329	Favorable With Committee Substitute	Yeas: 14	Nays: 0
	Amendment 1 Adopted		
HJR 1359	Favorable With Committee Substitute	Yeas: 14	Nays: 0
	Amendment 1 Adopted		
	Amendment 1a Adopted		
PCB KINS 11-03	Favorable With Amendments	Yeas: 11	Nays: 3
PCB KINS 11-04	Favorable With Amendments	Yeas: 14	Nays: 0

Committee meeting was reported out: Monday, March 28, 2011 7:59:57PM

COMMITTEE MEETING REPORT

K-20 Innovation Subcommittee

3/28/2011 3:00:00PM

Location: 404 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Kelli Stargel (Chair)	X		
Leonard Bemby	X		
Michael Bileca	X		
Jeffrey Brandes	X		
Eduardo Gonzalez	X		
James Grant	X		
Clay Ingram	X		
Mia Jones	X		
Martin Kiar	X		
Rick Kriseman	X		
Larry Metz	X		
George Moraitis, Jr.	X		
Kathleen Passidomo	X		
Scott Plakon			X
Cynthia Stafford	X		
Totals:	14	0	1

Committee meeting was reported out: Monday, March 28, 2011 7:59:57PM

COMMITTEE MEETING REPORT

K-20 Innovation Subcommittee

3/28/2011 3:00:00PM

Location: 404 HOB

HB 1329 : John M. McKay Scholarships for Students with Disabilities Program

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Leonard Bembry	X				
Michael Bileca	X				
Jeffrey Brandes	X				
Eduardo Gonzalez	X				
James Grant	X				
Clay Ingram	X				
Mia Jones	X				
Martin Kiar	X				
Rick Kriseman	X				
Larry Metz	X				
George Moraitis, Jr.	X				
Kathleen Passidomo	X				
Scott Plakon			X		
Cynthia Stafford	X				
Kelli Stargel (Chair)	X				
Total Yeas: 14		Total Nays: 0			

HB 1329 Amendments

Amendment 1

Adopted

Appearances:

Herzog, James, Associate Director for Education (Lobbyist) - Proponent
Florida Catholic Conference
201 W Park Ave
Tallahassee FL 32301
Phone: 850-222-3803

McKay Bill
McCaughey, Ansley & Courtney (General Public) - Proponent
1725 Dartmoor Lane
Ponte Vedra FL 32081
Phone: 904-315-7931

Cerra, Robert, Consultant (Lobbyist) - Opponent
Coalition for the Education of Exceptional Students
206-104 S Monroe St
Tallahassee FL 32301
Phone: 850-222-4428

Committee meeting was reported out: Monday, March 28, 2011 7:59:57PM

COMMITTEE MEETING REPORT

K-20 Innovation Subcommittee

3/28/2011 3:00:00PM

Location: 404 HOB

Levesque, Patricia (Lobbyist) - Proponent
Foundation for Florida's Future
215 S. Monroe Street, Suite 130
Tallahassee FL 32302
Phone: 850-391-3080

Hardman, Dr. Patricia, CEO (General Public) - Proponent
Dyslexia Research Institute
5246 Centerville Rd
Tallahassee FL 32309
Phone: 850-893-2243

Rennick, Robyn, Program Coordinator (General Public) - Proponent
Woodland Hall Academy
5246 Centerville Rd
Tallahassee FL 32309
Phone: 850-893-2216

Committee meeting was reported out: Monday, March 28, 2011 7:59:57PM

COMMITTEE MEETING REPORT

K-20 Innovation Subcommittee

3/28/2011 3:00:00PM

Location: 404 HOB

HJR 1359 : Board of Governors/Student Body President

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Leonard Bemby	X				
Michael Bileca	X				
Jeffrey Brandes	X				
Eduardo Gonzalez	X				
James Grant	X				
Clay Ingram	X				
Mia Jones	X				
Martin Klar	X				
Rick Kriseman	X				
Larry Metz	X				
George Moraitis, Jr.	X				
Kathleen Passidomo	X				
Scott Plakon			X		
Cynthia Stafford	X				
Kelli Stargel (Chair)	X				
Total Yeas: 14		Total Nays: 0			

HJR 1359 Amendments

Amendment 1

Adopted

Amendment 1a

Adopted

Appearances:

Daniels, Dustin, Student Body President (General Public) - Proponent

FSU Student Body
827 Richmond Street
Tallahassee FL 32304
Phone: 352-346-1638

Daly, Kathleen, Asst. V.P.-Gov. Relations (Lobbyist) (State Employee) - Waive In Support

Florida State University
Westcott Bldg
Tallahassee FL 32306
Phone: 850-591-3920

Maxey, Rick, Executive Director (Lobbyist) (State Employee) - Opponent

Board of Governors
Tallahassee FL 32399

Committee meeting was reported out: Monday, March 28, 2011 7:59:57PM

COMMITTEE MEETING REPORT

K-20 Innovation Subcommittee

3/28/2011 3:00:00PM

Location: 404 HOB

Pittman, Sean (Lobbyist) - Proponent

Florida State University Student Government Association

1028 East Park Avenue

Tallahassee FL 32301

Phone: 850-216-1002

Committee meeting was reported out: Monday, March 28, 2011 7:59:57PM

COMMITTEE MEETING REPORT

K-20 Innovation Subcommittee

3/28/2011 3:00:00PM

Location: 404 HOB

PCB KINS 11-03 : Charter Schools

Favorable With Amendments

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Leonard Bemby	X				
Michael Bileca	X				
Jeffrey Brandes	X				
Eduardo Gonzalez	X				
James Grant	X				
Clay Ingram	X				
Mia Jones		X			
Martin Kiar	X				
Rick Kriseman		X			
Larry Metz	X				
George Moraitis, Jr.	X				
Kathleen Passidomo	X				
Scott Plakon			X		
Cynthia Stafford		X			
Kelli Stargel (Chair)	X				
Total Yeas: 11		Total Nays: 3			

Appearances:

West, Ryan (Lobbyist) - Waive In Support
Florida Chamber of Commerce
136 S. Bronough Street
Tallahassee FL 32301
Phone: 850-521-1251

Ott, Chris (General Public) - Opponent
Alachua County Education Association
2436 NW 28 PL
Gainesville FL 32605
Phone: 352-371-6926

Levesque, Patricia (Lobbyist) - Proponent
Foundation for Florida's Future
215 S. Monroe Street #130
Tallahassee FL 32301
Phone: 850391-3080

Haithcock, Frances (Lobbyist) (State Employee) - Information Only
Department of Education
325 W Gaines St
Tallahassee FL 32399
Phone: 850-245-0507

Committee meeting was reported out: Monday, March 28, 2011 7:59:57PM

COMMITTEE MEETING REPORT

K-20 Innovation Subcommittee

3/28/2011 3:00:00PM

Location: 404 HOB

Shepp, David (Lobbyist) - Proponent

McKeel Academy of Technology

P.O. Box 3739

Lakeland FL 33815

Phone: 863-581-4250

Committee meeting was reported out: Monday, March 28, 2011 7:59:57PM

COMMITTEE MEETING REPORT

K-20 Innovation Subcommittee

3/28/2011 3:00:00PM

Location: 404 HOB

PCB KINS 11-04 : Digital Learning

Favorable With Amendments

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Leonard Bemby	X				
Michael Bileca	X				
Jeffrey Brandes	X				
Eduardo Gonzalez	X				
James Grant	X				
Clay Ingram	X				
Mia Jones	X				
Martin Klar	X				
Rick Kriseman	X				
Larry Metz	X				
George Moraitis, Jr.	X				
Kathleen Passidomo	X				
Scott Plakon			X		
Cynthia Stafford	X				
Kelli Stargel (Chair)	X				
Total Yeas: 14		Total Nays: 0			

Appearances:

Shepp, David (Lobbyist) - Waive In Support
McKeel Academy of Technology
P.O. Box 3739
Lakeland FL 33815
Phone: 863-581-4250

Webb, Stacey (Lobbyist) - Waive In Support
Associated Industries of Florida
516 N Adams St
Tallahassee FL 32301
Phone: (850)671-4401

Levesque, Patricia (Lobbyist) - Proponent
Foundation for Florida's Future
215 S. Monore Street
Tallahassee FL 32301
Phone: 850-391-3020

Committee meeting was reported out: Monday, March 28, 2011 7:59:57PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1329 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: K-20 Innovation
 2 Subcommittee
 3 Representative(s) Bileca offered the following:

Amendment (with title amendment)

6 Remove everything after the enacting clause and insert:
 7 Section 1. Subsection (1), paragraph (a) of subsection
 8 (2), subsection (3), paragraphs (a) and (e) of subsection (5),
 9 and paragraph (a) of subsection (10) of section 1002.39, Florida
 10 Statutes, are amended to read:

11 1002.39 The John M. McKay Scholarships for Students with
 12 Disabilities Program.—There is established a program that is
 13 separate and distinct from the Opportunity Scholarship Program
 14 and is named the John M. McKay Scholarships for Students with
 15 Disabilities Program.

16 (1) THE JOHN M. MCKAY SCHOLARSHIPS FOR STUDENTS WITH
 17 DISABILITIES PROGRAM.—The John M. McKay Scholarships for
 18 Students with Disabilities Program is established to provide the
 19 option to attend a public school other than the one to which

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1329 (2011)

Amendment No. 1

20 assigned, or to provide a scholarship to a private school of
21 choice, for students with disabilities for whom:

22 (a) An individual educational plan has been written in
23 accordance with rules of the State Board of Education; or

24 (b) A 504 accommodation plan has been issued under s. 504
25 of the Rehabilitation Act of 1973.

26
27 Students with disabilities include K-12 students who are
28 documented as having an intellectual disability; a speech
29 impairment; a language impairment; a hearing impairment,
30 including deafness; a visual impairment, including blindness; a
31 dual sensory impairment; an orthopedic impairment; an other
32 health impairment; an emotional or behavioral disability; a
33 specific learning disability, including, but not limited to,
34 dyslexia, dyscalculia, or developmental aphasia; a traumatic
35 brain injury; a developmental delay; or autism spectrum
36 disorder.

37 (2) JOHN M. MCKAY SCHOLARSHIP ELIGIBILITY.—The parent of a
38 student with a disability may request and receive from the state
39 a John M. McKay Scholarship for the child to enroll in and
40 attend a private school in accordance with this section if:

41 (a) The student has:

42 1. Received specialized instructional services under the
43 Voluntary Prekindergarten Education Program pursuant to s.
44 1002.66 during the previous school year and the student has a
45 current individual educational plan developed by the local
46 school board in accordance with rules of the State Board of
47 Education for the John M. McKay Scholarships for Students with

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1329 (2011)

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48 Disabilities Program or a 504 accommodation plan has been issued
49 under s. 504 of the Rehabilitation Act of 1973;

50 2. Spent the prior school year in attendance at a Florida
51 public school or the Florida School for the Deaf and the Blind.
52 For purposes of this subparagraph, prior school year in
53 attendance means that the student was enrolled and reported by:

54 a. A school district for funding during the preceding
55 October and February Florida Education Finance Program surveys
56 in kindergarten through grade 12, which includes time spent in a
57 Department of Juvenile Justice commitment program if funded
58 under the Florida Education Finance Program;

59 b. The Florida School for the Deaf and the Blind during
60 the preceding October and February student membership surveys in
61 kindergarten through grade 12; or

62 c. A school district for funding during the preceding
63 October and February Florida Education Finance Program surveys,
64 was at least 4 years of age when so enrolled and reported, and
65 was eligible for services under s. 1003.21(1)(e); or

66 3. Been enrolled and reported by a school district for
67 funding, during the October and February Florida Education
68 Finance Program surveys, in any of the 5 years prior to the
69 2010-2011 fiscal year; has a current individualized educational
70 plan developed by the district school board in accordance with
71 rules of the State Board of Education for the John M. McKay
72 Scholarship Program no later than June 30, 2011; and receives a
73 first-time John M. McKay scholarship for the 2011-2012 school
74 year. Upon request of the parent, the local school district
75 shall complete a matrix of services as required in subparagraph

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1329 (2011)

Amendment No. 1

76 (5) (b) 1. for a student requesting a current individualized
77 educational plan in accordance with the provisions of this
78 subparagraph.

79
80 However, a dependent child of a member of the United States
81 Armed Forces who transfers to a school in this state from out of
82 state or from a foreign country due to a parent's permanent
83 change of station orders is exempt from this paragraph but must
84 meet all other eligibility requirements to participate in the
85 program.

86 (3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONS.—A student is
87 not eligible for a John M. McKay Scholarship ~~while he or she is:~~

88 (a) While he or she is enrolled in a school operating for
89 the purpose of providing educational services to youth in
90 Department of Juvenile Justice commitment programs;

91 (b) While he or she is receiving a Florida tax credit
92 scholarship under s. 1002.395;

93 (c) While he or she is receiving an educational
94 scholarship pursuant to this chapter;

95 (d) While he or she is participating in a home education
96 program as defined in s. 1002.01(1);

97 (e) While he or she is participating in a private tutoring
98 program pursuant to s. 1002.43;

99 (f) While he or she is participating in a virtual school,
100 correspondence school, or distance learning program that
101 receives state funding pursuant to the student's participation
102 unless the participation is limited to no more than two courses
103 per school year;

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1329 (2011)

Amendment No. 1

104 (g) While he or she is enrolled in the Florida School for
105 the Deaf and the Blind; ~~or~~

106 (h) While he or she is not having regular and direct
107 contact with his or her private school teachers at the school's
108 physical location; or

109 (i) If he or she has been issued a temporary 504
110 accommodation plan under s. 504 of the Rehabilitation Act of
111 1973 which is valid for 6 months or less.

112 (5) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.—

113 (a)1. By April 1 of each year and within 10 days after an
114 individual education plan meeting or a 504 accommodation plan is
115 issued under s. 504 of the Rehabilitation Act of 1973, a school
116 district shall notify the parent of the student of all options
117 available pursuant to this section, inform the parent of the
118 availability of the department's telephone hotline and Internet
119 website for additional information on John M. McKay
120 Scholarships, and offer that student's parent an opportunity to
121 enroll the student in another public school in ~~within~~ the
122 district.

123 2. The parent is not required to accept the offer of
124 enrolling in another public school in lieu of requesting a John
125 M. McKay Scholarship to a private school. However, if the parent
126 chooses the public school option, the student may continue
127 attending a public school chosen by the parent until the student
128 graduates from high school.

129 3. If the parent chooses a public school consistent with
130 the district school board's choice plan under s. 1002.31, the
131 school district shall provide transportation to the public

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1329 (2011)

Amendment No. 1

132 school selected by the parent. The parent is responsible to
133 provide transportation to a public school chosen that is not
134 consistent with the district school board's choice plan under s.
135 1002.31.

136 (e) The parent of a student may choose, as an alternative,
137 to enroll the student in and transport the student to a public
138 school in an adjacent school district which has available space
139 and has a program with the services agreed to in the student's
140 individual education plan or a 504 accommodation plan already in
141 place, and that school district shall accept the student and
142 report the student for purposes of the district's funding
143 pursuant to the Florida Education Finance Program.

144 (10) JOHN M. MCKAY SCHOLARSHIP FUNDING AND PAYMENT.—

145 (a)1. The maximum scholarship granted for an eligible
146 student with disabilities shall be equivalent to the base
147 student allocation in the Florida Education Finance Program
148 multiplied by the appropriate cost factor for the educational
149 program that would have been provided for the student in the
150 district school to which he or she was assigned, multiplied by
151 the district cost differential.

152 2. In addition, a share of the guaranteed allocation for
153 exceptional students shall be determined and added to the amount
154 in subparagraph 1. The calculation shall be based on the
155 methodology and the data used to calculate the guaranteed
156 allocation for exceptional students for each district in chapter
157 2000-166, Laws of Florida. Except as provided in subparagraphs
158 3. and 4., the calculation shall be based on the student's
159 grade, matrix level of services, and the difference between the

Amendment No. 1

160 2000-2001 basic program and the appropriate level of services
161 cost factor, multiplied by the 2000-2001 base student allocation
162 and the 2000-2001 district cost differential for the sending
163 district. The calculated amount shall include the per-student
164 share of supplemental academic instruction funds, instructional
165 materials funds, technology funds, and other categorical funds
166 as provided in the General Appropriations Act.

167 3. The scholarship amount for a student who is eligible
168 under sub-subparagraph (2)(a)2.b. shall be calculated as
169 provided in subparagraphs 1. and 2. However, the calculation
170 shall be based on the school district in which the parent
171 resides at the time of the scholarship request.

172 4. Until the school district completes the matrix required
173 by paragraph (5)(b), the calculation shall be based on the
174 matrix that assigns the student to support level I of service as
175 it existed prior to the 2000-2001 school year. When the school
176 district completes the matrix, the amount of the payment shall
177 be adjusted as needed.

178 5. The scholarship amount for a student eligible under s.
179 504 of the Rehabilitation Act of 1973 shall be based on the
180 current student program cost factor the student generates
181 through the Florida Education Finance Program.

182
183
184 -----
185 **T I T L E A M E N D M E N T**

186 Remove the entire title and insert:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1329 (2011)

Amendment No. 1

187 An act relating to the John M. McKay Scholarships for Students
188 with Disabilities Program; amending s. 1002.39, F.S.; making
189 scholarships available to students with disabilities who have a
190 504 accommodation plan issued under s. 504 of the federal
191 Rehabilitation Act; allowing a parent to request and receive a
192 scholarship for a student to enroll and attend a private school
193 if the student has a 504 accommodation plan; providing that
194 students with certain temporary 504 accommodation plans are
195 ineligible for a scholarship; requiring that the school district
196 notify a parent of available options within 10 days after a 504
197 accommodation plan is issued; providing that a parent may choose
198 to enroll the student in a public school in an adjacent district
199 under certain conditions; providing for scholarship amount;
200 providing an effective date.

Amendment No. 1

SUBCOMMITTEE ACTION

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

ADOPTED

1 Subcommittee hearing bill: K-20 Innovation Subcommittee
 2 Representative(s) Williams, A. offered the following:

Amendment

Remove lines 50-54 and insert:

6 law. The governor shall appoint to the board fifteen ~~fourteen~~
 7 citizens dedicated to the purposes of the state university
 8 system, one of whom shall be a state university student body
 9 president. The appointed members shall be confirmed by the
 10 senate and serve staggered terms of seven years as provided by
 11 law, except that a state university student body president
 12 appointed to the board shall serve a term of one year. The

Remove lines 65-70 and insert:

15 State Constitution to require that the Governor appoint for a
 16 term of one year the student body president of a state
 17 university to the Board of Governors. Specifically, the
 18 amendment requires that one of the fifteen citizen members

SUBCOMMITTEE AMENDMENT

Bill No. HJR 1359 (2011)

Amendment No. 1

19 | appointed by the Governor be a state university student body
20 | president who is subject to confirmation by the Senate.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HJR 1359 (2011)

Amendment No. 1a

SUBCOMMITTEE ACTION

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

1 Subcommittee hearing bill: K-20 Innovation Subcommittee
2 Representative(s) Ingram offered the following:

3
4 **Amendment to Amendment (1) by Representative Williams, A.**

5 Remove line 12 and insert:

6 appointed to the board shall serve a term of one year and shall
7 not be subject to Senate confirmation. The

8
9 Remove line 20 and insert:

10 president who shall not be subject to confirmation by the
11 Senate.

COMMITTEE/SUBCOMMITTEE AMENDMENT

PCB Name: PCB KINS 11-03 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

ADOPTED

1 Committee/Subcommittee hearing PCB: K-20 Innovation
2 Subcommittee
3 Representative(s) Stargel offered the following:

Amendment

Remove lines 621-648

COMMITTEE/SUBCOMMITTEE AMENDMENT

PCB Name: PCB KINS 11-04 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

ADOPTED

1 Committee/Subcommittee hearing PCB: K-20 Innovation
2 Subcommittee
3 Representative(s) Stargel offered the following:

4
5 **Amendment**

6 Remove lines 381-384 and insert:

7 year, at least one course must be completed through online
8 learning. This requirement shall be met through an online
9 course offered by the Florida Virtual School, through an online
10 course offered by the high school, or through