

# LEGISLATIVE UPDATE EMERGENT DESIGN AND DEVELOPMENT DECEMBER 29, 2005

Happy New Year from all of us at EDD! There are only about 65 days until the opening of the 2006 Legislative Session. Committees will be meeting in January and February as they prepare for the actual session. We expect that the session will run very smoothly, without many new initiatives, since it is the last year of Governor Bush's term.

The following is a synopsis of the legislative activity to date, including the results of the special session in December, some items of interest, and a list of bills that have been filed to date – and which are related to education.

## **SPECIAL SESSION**

Governor Bush issued the call for a Special Session. The Special Session coincided with the regular committee week of Dec. 5-9, 2005. The call referred to two issues, Medicaid reform and the slot machine amendment. Other issues were added. Among the other issues were lobbyist rules, NASCAR license plates, compensation for a wrongly convicted man, revising the number of circuit judges, and the implementation of a new minimum wage. All of these issues were addressed thru bills you will find attached under the heading of Bills Passed During the 2005-B session.

## **BUDGET**

We are very early in the budget preparation calendar, however, we do not have the benefit of the Governors recommendation yet. Early reports indicate the possibility of a surplus of up to \$ 3.3 billion dollars, due to increased revenue.

## **ITEMS OF EARLY INTEREST**

A great deal of interest is being seen by education leaders as discussion mounts regarding: the use of co-teaching, the 65% solution (65% of education funds being spent at the classroom level), tighter lobbyist rules, increased physical education requirements, The Governors race, the A+ plan (this is a must read bill, PCB 06-01, a brief summary is included in this newsletter), issues regarding eminent domain, and the opening dates for schools. We will update you regularly concerning these and other issues of educational interest.

NOTE: We have been asked by Legislative leaders to assist in gathering comments and concerns regarding the A+ plan, please e-mail us your comments.

## **CRITICAL TEACHER SHORTAGE AREAS**

The DOE has released information indicating a need for 31,791 teachers for the 2006-2007 school year. Areas of critical teacher shortage have been identified as: Middle and High School Mathematics, Middle and High School Science, Reading, Exceptional Student Education, ESOL, Foreign Language, School Psychologists, and Industrial Arts/Technology Education.

## **BILLS OF INTEREST**

We have included the usual brief synopsis of the bills the we are tracking, You can find the sponsor, bill number, some information on the bill, and effective date if passed. Future newsletters will only report new bills filed after December 8, 2005 and those that have had significant activity. Note that we are already tracking over 150 bills.

## **OPPORTUNITY FOR INPUT**

PreK-12 Chairman Representative Ralph Arza has requested that teachers and others interested in education be notified of the opportunity to submit and post ideas specific to education. They may do so through the following website: [www.100ideas.org](http://www.100ideas.org)

## **BILLS FILED FOR THE 2006 LEGISLATIVE SESSION**

### **HB HPK1 by PreK-12**

PCB PKT 06-01 An Act Relating to Education

### **HB 0008 by Saunders**

Eminent Domain/Limitations; provides definition; prohibits, under certain conditions, state agency, political subdivision, or corporation acting on behalf of state agency or political subdivision from taking private property through use of eminent domain; provides exemptions from prohibition. EFFECTIVE DATE: 07/01/2006.

### **HB 0023 by Jordan**

Bicycle Safety; revises safety standard requirements for bicycle helmets that must be worn by certain riders & passengers; provides for enforcement of certain bicycle equipment requirements; provides penalties for violations; provides for dismissal of first offense. Amends 316.2065. EFFECTIVE DATE: 10/01/2006.

### **SB 0026 by King, Jr.**

Constitutional Amendment/Initiative; constitutional amendment to require that constitutional amendment or revision proposed by initiative amend existing article of this constitution on same subject & matter, except that any proposed amendment or revision of Article X must amend or repeal existing section of that article on same subject & matter; addresses basic or fundamental right of citizen of this state, etc. Amends s. 3, Art. XI.

**SB 0028 by Fasano**

Public K-12 Education Instruction; revises provisions re required instruction & courses of study in public schools; includes study of history of U.S. & free enterprise; requires standards & assessments adopted by State Board of Education to conform; provides requirements for teaching & assessment of history of U.S.; amends provision re general requirements for high school graduation to include study of Declaration of Independence, etc. Amends 1003.42,.43, 1002.20. EFFECTIVE DATE: 07/01/2006.

**HB 0029 by Sansom**

Sales Tax/School Supplies & Clothing; specifies period during which sale of books, clothing, & school supplies shall be exempt from such tax; provides definitions & exceptions; authorizes DOR to adopt rules. APPROPRIATION: \$206,000. EFFECTIVE DATE: 07/01/2006.

**HB 0031 by Rice**

Eminent Domain/Private Property; constitutional amendment to provide that private economic development shall not be deemed to constitute public purpose for which private property may be taken by eminent domain. Amends s. 6, Art. X.

**HB 0033 by Domino**

Homestead Property/Just Value; constitutional amendment to provide additional circumstance for assessing homestead property at less than just value. Amends s. 4, Art. VII.

**HB 0035 by Peterman**

Drug Paraphernalia Abatement; creates Drug Paraphernalia Abatement Task Force within Executive Office of Governor; provides for meetings & duties; provides that meetings & records of task force are subject to statutory public meetings & records requirements; provides for members of task force to be reimbursed for per diem & travel expenses; requires Drug Control Office within Executive Office of Governor to provide staff support; abolishes task force on specified date, etc. EFFECTIVE DATE: Upon becoming law.

**HB 0037 by Adams**

Consumer Credit Report Information; authorizes consumer to place security freeze on his or her consumer credit report; defines "consumer credit report security freeze"; authorizes consumer to allow specified temporary access to his or her credit report during security freeze; prohibits consumer credit reporting agency from charging fee to place security freeze on consumer credit report; provides exemption for certain persons or entities, etc. Creates 501.005. EFFECTIVE DATE: 07/01/2006.

**HB 0039 by Farkas**

Limitations on Property Assessments; constitutional amendment to apply to all residential & commercial property limitations on assessments of property at just value currently applicable only to homestead property. Amends s. 4, Art. VII.

**HB 0045 by Porth**

False or Misleading Electronic Mail; provides exemption from criminal liability for certain carriers whose equipment transmits commercial electronic mail messages that violate provision which prohibits specified actions re transmission of false or misleading

unsolicited commercial electronic mail messages; provides criminal penalties for violations; provides applicability, etc. Amends 668.606,.6075,.610; creates 668.608. EFFECTIVE DATE: 07/01/2006.

**HB 0047 by Greenstein**

Hurricane Preparedness/Sales Tax; provides exemption from sales & use tax for sales of certain tangible personal property for certain period for certain purposes; provides exception; prohibits purchases of certain building materials by certain means; specifies certain activities by certain entities as unfair methods of competition; provides civil penalties; authorizes DOR to adopt certain rules. APPROPRIATION: \$221,400. EFFECTIVE DATE: Upon becoming law.

**HB 0051 by Meadows**

Health Ins./Autism Spectrum Disorder; requires health insurer or HMO that offers major medical coverage to include coverage for treating autism spectrum disorder; authorizes insurer or HMO to confirm diagnosis or review appropriateness of treatment plan; limits amount of annual coverage; provides that act does not affect licensure of health care professional or impair right to reimbursement of health care provider, etc. EFFECTIVE DATE: 07/01/2006.

**HB 0055 by Smith**

Restoration of Civil Rights; requires that administrator of county detention facility provide application form for restoration of civil rights to prisoner who has been convicted of felony & is serving sentence in that facility; authorizes use of volunteers to assist prisoner in completing application; provides that this act shall not apply to prisoners who are transferred to DOC. EFFECTIVE DATE: 07/01/2006.

**HB 0057 by Quinones**

Student Assessment/FCAT; requires DOE to conduct concordance studies to determine FCAT equivalencies for high school graduation; deletes limitation on use of alternative assessments for grade 10 FCAT; requires DOE to conduct concordance study to identify alternative examinations for grade 10 FCAT for students with limited English proficiency. Amends 1008.22. EFFECTIVE DATE: 07/01/2006.

**HB 0067 by Sobel**

Automated External Defibrillators; defines terms "youth athletic organization" & "automated external defibrillator device"; provides for grants to youth athletic organizations for said devices; provides for disbursement of funds from Emergency Medical Services Trust Fund; requires DOH to implement educational campaign to inform public about lack of immunity from liability re use of said devices under certain conditions. Amends 401.107,.111,.113. EFFECTIVE DATE: 07/01/2006.

**HB 0075 by Bilirakis**

McKay Scholarships/Disabilities; revises definition of term "students with disabilities"; revises student eligibility requirements for receipt of scholarship; revises provisions re scholarship funding & payment; provides funding & payment requirements for former Florida School for Deaf & Blind students & for students exiting Juvenile Justice Dept. program. Amends 1002.39. EFFECTIVE DATE: Upon becoming law.

**HB 0077 by Quinones**

Tax/Research/Machinery & Equipment; deletes exception to exemption from sales, use, & other transactions tax for research or development costs; exempts machinery & equipment used predominantly for research & development activities; provides requirements & procedures for claiming exemption; requires affidavit to be given by taxpayer claiming entitlement to exemption; requires Legislature to review exemption, etc. Amends Ch. 212; reenacts 213.053(7)(k), 1011.94(1). EFFECTIVE DATE: 07/01/2006.

**SB 0080 by Aronberg**

False or Misleading Electronic Mail; provides exemption from criminal liability for certain carriers whose equipment transmits commercial electronic mail messages that violate provision which prohibits specified actions re transmission of false or misleading unsolicited commercial electronic mail messages; provides criminal penalties for violations; provides applicability, etc. Amends 668.606,.6075,.610; creates 668.608. EFFECTIVE DATE: 07/01/2006.

**HB 0081 by Porth**

Student Loans/Attorneys; provides for financial assistance program administered by Justice Administrative Commission & Attorney General's Of. to provide assistance to career assistant attorneys, assistant public defenders, assistant attorneys general, & assistant statewide prosecutors for repayment of eligible student loans; defines terms; provides elements of program; provides loan assistance payment amounts; provides for funding; requires rulemaking. Creates 43.45. EFFECTIVE DATE: 07/01/2006.

**SB 0082 by Lynn**

Immunizations; prohibits vaccinating woman who is knowingly pregnant or child who is younger than specified age with vaccine that contains any mercury or injecting such woman or child with product that contains more than specified amount of mercury; provides for State Health Officer to authorize use of vaccines that contain greater amount of mercury than is otherwise allowed if Health Secretary declares public health emergency & makes certain findings, etc. EFFECTIVE DATE: Upon becoming law.

**HB 0083 by Brutus**

Sexual Offenders/Residence; defines term "convicted" & "conviction" to include conviction in another state or in federal jurisdiction; prohibits person who has been convicted of certain sexual offenses in another state or federal jurisdiction from residing within 1,000 feet of certain specified locations if victim was younger than 16 years of age; provides penalties. Amends 794.065. EFFECTIVE DATE: 07/01/2006.

**SB 0084 by Lynn**

Exceptional Student Instruction; provides guidelines for determining residency of student who receives instruction as exceptional student with disability; requires student's placing authority or parent to pay cost of such instruction, facilities, & services; requires DOE to develop individual education plan form for use in developing & implementing individual education plans for exceptional students, etc. Amends 1003.57,.58; creates 1003.576. EFFECTIVE DATE: 07/01/2006.

**HB 0087 by Gottlieb**

Student Safety/Violence Prevention; creates "Student Safety & Campus Violence Prevention Act"; prohibits harassment, discrimination, & violence during education programs & activities conducted by certain educational institutions; requires each school district to adopt policy prohibiting harassment, discrimination, & violence on school property, at a school program or activity, or on school bus; authorizes redress under civil or criminal law; provides immunity & severability, etc. EFFECTIVE DATE: Upon becoming law.

**SB 0090 by Fasano**

State Travel Expenses; prescribes alternative rate for calculating mileage reimbursement when privately owned vehicles are used for official travel by certain state employees. Amends 112.061. EFFECTIVE DATE: 07/01/2006.

**HB 0091 by Goldstein**

Residence of Sexual Offenders; prohibits sexual predators from establishing or maintaining residence within 2,500 feet of specified locations; provides for county or municipal ordinances that restrict residence of sexual offenders; revises provisions re residence of specified sex offenders; revises requirements for location of public school bus stops in relation to permanent residence of specified sexual offenders, etc. Amends 775.21, 794.065, 947.1405, 948.30. EFFECTIVE DATE: 10/01/2006.

**HB 0097 by Slosberg**

Dori Slosberg Safety Belt Law; creates said law; deletes requirement for enforcement of Florida Safety Belt Law as secondary action. Amends 316.614. EFFECTIVE DATE: 10/01/2006.

**SB 0098 by Alexander**

Hurricane Loss Mitigation Programs; constitutional amendment to limit purposes for which Fla. Hurricane Catastrophe Fund's assets may be used, to require annual \$10 million appropriation in General Appropriations Act for hurricane loss mitigation programs, to require any additional appropriation from fund for programs to be subject to three-fourths vote of membership of Legislature in separate bill or bills, etc. Creates s. in Art. X.

**HB 0099 by Slosberg**

Diana Kautz Student Safety Sponsors; creates Diana Kautz Student Safety Sponsors Act; provides for district school boards to adopt policies for private sponsorship of described seat belt assemblies on school buses; provides for sponsorship fee; provides for signage on exterior of school bus acknowledging sponsorship; limits liability of sponsors; revises requirement that students use crash protection system on school bus, etc. Creates 1006.273; amends 1006.25,.261. EFFECTIVE DATE: 07/01/2006.

**SB 0102 by Wise**

Public School Employment; authorizes district school boards to reemploy retired members of FRS as administrative personnel. Amends 121.091. EFFECTIVE DATE: Upon becoming law.

**SB 0104 by Aronberg**

FRS Credit/Prior Military Service; authorizes additional persons to purchase credit for prior military wartime service. Amends 121.111. EFFECTIVE DATE: 07/01/2006.

**SB 0106 by Aronberg**

Primary Election/Party Affiliation; constitutional amendment that will permit all electors regardless of party affiliation to vote in any primary election for office, in same manner as currently permitted when winner of primary will be unopposed in general election, if winner of primary will be opposed in general election by write-in candidate only. Amends s. 5, Art. VI.

**SB 0110 by Fasano**

Student Voter Education; encourages district school boards & county supervisors of elections jointly to provide program of voter education for high school seniors; provides guidelines for content of educational program; requires that program of voter education be conducted during school hours. EFFECTIVE DATE: 07/01/2006.

**HB 0117 by Coley**

Travel Expenses/Correctional Officer; establishes mileage rates for travel expenses for certain correctional probation officers. Amends 112.061. EFFECTIVE DATE: 07/01/2006.

**SB 0120 by Wise**

Contracts/Electronic Info./Disabled; requires contractors to comply with certain federally mandated Internet accessibility requirements for persons with disabilities; specifies contract requirements; specifies conditions for breach & termination of contract; requires state agencies to comply with such federal requirements under certain circumstances; requires DMS to adopt rules. Creates 287.1346. EFFECTIVE DATE: 07/01/2006.

**SB 0122 by Fasano**

Tuition Waivers/Purple Heart; requires community colleges & state universities to waive tuition for recipient of Purple Heart who fulfills specified criteria. Amends 1009.26. EFFECTIVE DATE: 07/01/2006.

**HB 0123 by McInvale**

Adoption; provides that person who is homosexual is eligible to be adoptive parent under certain enumerated circumstances; requires that eligibility criteria be met by clear & convincing evidence. Amends 63.042. EFFECTIVE DATE: 07/01/2006.

**SB 0126 by Bennett**

Growth Management; expresses legislative intent to revise laws re growth management. EFFECTIVE DATE: Upon becoming law.

**HB 0127 by Hays**

Immunizations; requires certain assisted living facilities to implement program to offer residents immunizations against influenza viruses & pneumococcal bacteria; requires each district school board & governing authority of each private school to provide info. to parents concerning meningococcal disease & vaccine therefor; requires DOH to adopt rules specifying age or grade level of students for whom such info. will be provided, etc. Amends 400.426, 1003.22. EFFECTIVE DATE: 07/01/2006.

**SB 0128 by Bennett**

Building Codes; expresses legislative intent to revise laws re building codes. EFFECTIVE DATE: 07/01/2006.

**SB 0130 by Bennett**

Growth Management; expresses legislative intent to revise laws re growth management. EFFECTIVE DATE: Upon becoming law.

**HB 0133 by Anderson**

Student Voter Education; encourages district school boards & county supervisors of elections jointly to provide program of voter education for high school seniors; provides guidelines for content of educational program; requires that program of voter education be conducted during school hours. EFFECTIVE DATE: 07/01/2006.

**SB 0134 by Bennett**

Eminent Domain; expresses legislative intent to revise laws re eminent domain. EFFECTIVE DATE: Upon becoming law.

**HB 0135 by Greenstein**

Charter Schools; provides that sponsor of charter school shall not be liable for civil damages for certain actions; provides that duty to monitor such school shall not be basis for private cause of action; expands school district's immunity from assumption of contractual debts. Amends 1002.33. EFFECTIVE DATE: 07/01/2006.

**HB 0137 by Mayfield**

Baccalaureate Degree Programs; provides that community colleges that grant baccalaureate degrees remain under authority of State Board of Education re specified responsibilities; requires said colleges that offer said degrees to maintain their primary mission & prohibits termination of associate degree programs; provides guidelines & restrictions for setting tuition & out-of-state fees for upper-division courses, etc. Amends FS. EFFECTIVE DATE: 07/01/2006.

**HB 0149 by Mahon**

DUI Education Courses; provides additional requirements for DUI education courses. Amends 322.292. EFFECTIVE DATE: 07/01/2006.

**SB 0156 by Lynn**

Florida 211 Network; requires said network to provide services in each county & to coordinate services with county emergency management agencies during disasters; provides requirements for distribution of state funds appropriated for such purposes; requires local matching funds; requires expenditure reports to Fla. Alliance of Information & Referral Services, AHCA, & Legislature; defines term "211 provider". Amends 408.918. APPROPRIATION: \$5,000,000. EFFECTIVE DATE: Upon becoming law.

**HB 0161 by Domino**

Mold Remediation & Assessment; provides educational requirements & procedural requirements for mold remediation certification; requires review of mold remediation training programs; requires person certified under this section to be present on certain job sites; assigns responsibility for workforce compliance; provides requirements for practice as noncontracting mold remediator; provides prohibited acts & penalties, etc. Creates 489.1134, 501.933, 934. EFFECTIVE DATE: 10/01/2006.

**HB 0163 by Cusack**

Child Safety/Schools/Identification; requires person to present picture identification before retrieving student from public school, under certain circumstances; requires policies to be provided to DOE; requires person to present picture I.D. before retrieving child from nonpublic school or specified child care facilities, under certain circumstances; requires policies to be maintained on premises of each entity & available for inspection; defines term "picture identification". EFFECTIVE DATE: Upon becoming law.

**HB 0165 by Legg**

Sheltering of Sex Offender/Predator; prohibits sheltering of sexual offenders & designated sexual predators in public hurricane evacuation shelters; requires each county to provide for sufficient separate & exclusive shelter space for such sexual offenders & predators; prohibits sexual predators from seeking shelter in public hurricane evacuation shelters used by general public; provides finding of important state interest, etc. Creates 252.386; amends 775.21, 943.0435. EFFECTIVE DATE: 01/01/2007.

**HB 0169 by Llorente**

Contracts/Electronic Info./Disabled; requires contractors to comply with certain federally mandated Internet accessibility requirements for persons with disabilities; specifies contract requirements; specifies conditions for breach & termination of contract; requires state agencies to comply with such federal requirements under certain circumstances; requires DMS to adopt rules. Creates 287.1346. EFFECTIVE DATE: 07/01/2006.

**SB 0170 by Baker**

Administration of Medication; authorizes certain staff members to administer prescription medications under supervision of registered nurse to persons with developmental disabilities at comprehensive transitional education program; directs Agency for Persons with Disabilities to adopt rules to administer provisions governing administration of medication by unlicensed direct care staff. Amends 393.506. EFFECTIVE DATE: Upon becoming law.

**HB 0173 by Ross**

Construction Contracts/Insurance; authorizes certain parties to construction contract to accept or reject certain insurance policies or certificates under certain circumstances; provides construction for acceptance of such policies or certificates under certain circumstances; prohibits certain parties to said contract from rejecting or withholding payment for certain work performed or materials provided under such contract, etc. Amends 627.442. EFFECTIVE DATE: 07/01/2006.

**HB 0177 by Gelber**

School Year/Opening Date; amends specified provision re powers & duties of district school boards; provides requirement re opening date of school year; includes opening date requirement for participation in Fla. Education Finance Program. Amends 1001.42, 1011.60. EFFECTIVE DATE: 07/01/2006.

**HB 0203 by Vana**

Public School Class Size/Co-teaching; includes co-teaching as option to meet constitutional class size maximums; authorizes co-teaching to be used in determining teacher-to-student ratio per classroom. Amends 1003.03. EFFECTIVE DATE: 07/01/2006.

**SB 0204 by Margolis**

Equal Rights for Men & Women; ratifies proposed amendment to Constitution of United States re equal rights for men & women.

**HB 0205 by Kravitz**

Student Financial Assistance; provides legislative intent to expand access to postsecondary education & reduce student indebtedness; requires each state university & community college to report information re certain funds used to provide financial assistance to certain students; defines term "eligible Florida resident"; provides for redirection of funds to provide additional need-based financial assistance to eligible Florida residents, etc. EFFECTIVE DATE: 07/01/2006.

**HB 0213 by Brummer**

County School Districts; constitutional amendment to provide that counties with 45,000 or more students may be divided into two or more school districts as provided by law; to provide for creation of commission, by special law, to draw said district boundary lines, allocate assets, & provide for contractual obligations, debts, & bonded indebtedness of district, all of which shall be subject to judicial review & approval & voter approval, etc. Amends s. 4, Art. IX.

**SB 0216 by Bennett**

Impact Fees; expresses legislative intent to enact laws re impact fees. EFFECTIVE DATE: Upon becoming law.

**SB 0218 by Bennett**

Impact Fees; expresses legislative intent to enact laws re impact fees. EFFECTIVE DATE: Upon becoming law.

**SB 0222 by Bennett**

Collegiate License Plates; exempts collegiate specialty plate from requirement to maintain minimum sales of 1,000 or more until plate has been offered for specified period. Amends 320.08056. EFFECTIVE DATE: 07/01/2006.

**SB 0246 by Constantine**

Tuition Rates/Colleges/Universities; requires students to pay 75 percent of actual cost per credit hour for credit hours in excess of specified number for community-college credits & for overall credits applied to baccalaureate degree; excludes certain credit hours from calculation as hours required to earn baccalaureate degree; provides for notification of students by postsecondary institution; provides applicability. Creates 1009.286. EFFECTIVE DATE: 07/01/2006.

**SB 0256 by King, Jr.**

Scholarship Programs; amends provisions re John M. McKay Scholarships for Students with Disabilities Program; revises eligibility requirements of program; prohibits transfer of funds to Fla. School for Deaf & Blind under certain circumstances; authorizes certain scholarship students to participate in distance learning or correspondence course or private tutoring program under certain circumstances, etc. Amends 220.187, 1002.39. EFFECTIVE DATE: Upon becoming law.

**HB 0261 by Stansel**

Fla. Incentive-based Permitting Act; creates said act; provides for Incentive-based Permitting Program; provides compliance incentives for certain environmental permitting activities; provides requirements & limitations; provides for administration by DEP; requires dept. to adopt certain rules; specifies application of said permitting program provisions; revises criteria for dept. permit issuance to conform, etc. Creates 403.0874; amends 161.041, 373.219,.413, 403.087. EFFECTIVE DATE: Upon becoming law.

**HB 0263 by Mealor**

Florida Prepaid College Program; deletes requirement that independent college or university be not-for-profit institution to be eligible for transfer of benefits. Amends 1009.98. EFFECTIVE DATE: 07/01/2006.

**SB 0266 by Fasano**

Athletic Trainers/Licensure; revises requirements for licensure as athletic trainer; provides that person employed as apprentice trainer or athletic trainer is not exempt from specified provisions; deletes classification of first responder in school district's athletic injuries prevention & treatment program; requires that athletic trainer employed by school district be licensed as athletic trainer, etc. Amends 468.707,.711,.723, 1012.46. EFFECTIVE DATE: Upon becoming law.

**HB 0269 by Taylor**

Concealed Weapon or Firearm/Seaports; provides that license to carry concealed weapon or firearm does not authorize any person to carry concealed weapon or firearm into a seaport; provides penalty. Amends 790.06. EFFECTIVE DATE: 07/01/2006.

**HB 0277 by Greenstein**

Motor Fuel Efficiency Incentives; provides partial tax exemption for certain motor vehicles; provides for certain motor vehicles to be allowed to occupy high occupancy vehicle lane regardless of number of occupants. Amends 212.08, 316.0741. EFFECTIVE DATE: 07/01/2006.

**HB 0279 by Berfield**

Hurricane Loss Mitigation Programs; constitutional amendment to limit purposes for which Fla. Hurricane Catastrophe Fund's assets may be used, to require annual \$10 million appropriation in General Appropriations Act for hurricane loss mitigation programs, to require any additional appropriation from fund for programs to be subject to three-fourths vote of membership of Legislature in separate bill or bills, etc. Creates s. 27, Art. X.

**SB 0284 by Margolis**

Rights of Parents/Students; requires public schools to notify student's parents when prospective employers visit campus or request contact information for student; provides penalties. Amends 1002.22. EFFECTIVE DATE: 07/01/2006.

**HB 0285 by Needelman**

Emergency Management Powers/Governor; provides construction re authority of Governor to seize, take, or confiscate firearms in event of emergency beyond local control; reenacts specified provision re authority of Governor to utilize specified emergency management powers to carry out emergency actions required by serious shortage of energy sources under energy emergency contingency plan of DEP, for purpose of incorporating amendment, etc. Amends 252.36, 870.044; reenacts 377.703(3)(a). EFFECTIVE DATE: Upon becoming law.

**HB 0287 by Bullard (E)**

Taser Use on Minors/Schools; prohibits use of Taser or similar conductive-energy device on minor who is in or on grounds of certain schools. EFFECTIVE DATE: Upon becoming law.

**HB 0291 by Bean**

Florida School Recognition Program; specifies conditions under which school that is part of a school feeder pattern & does not receive school grade under specified provision may participate in program; prescribes circumstances in which school feeder pattern exists; provides that feeder pattern school shall be subject to Opportunity Scholarship Program. Amends 1008.36. EFFECTIVE DATE: 07/01/2006.

**SB 0300 by Posey**

Ethical Standards of Conduct; expresses legislative intent to revise laws re ethical standards of conduct for officers & employees of quasi-public entities. EFFECTIVE DATE: 07/01/2006.

**SB 0302 by Siplin**

Student Assessments/STAG; provides for Standardized Test Academic Grade, or STAG, to create balance between standardized test scores & academic performance of student, to enhance students' options for promotion & graduation, & to enhance school options for accountability & fairness in grading process; requires that Education Commissioner develop & implement STAG program by specified date, etc. Amends 1003.43, 1008.22; creates 1008.225. EFFECTIVE DATE: 07/01/2006.

**SB 0306 by Margolis**

School Year/Opening Date; amends provision re powers & duties of district school boards; provides requirement re opening date of school year; includes opening date requirement for participation in Fla. Education Finance Program. Amends 1001.42, 1011.60. EFFECTIVE DATE: 07/01/2006.

**SB 0316 by Siplin**

Job Opportunities for Youths; provides legislative intent to support vocational training & placement provided to at-risk youth through Professional Opportunities Program for Students (POPS); provides for pilot program; requires that program proposals be submitted to DJJ; requires report to Legislature. APPROPRIATION. EFFECTIVE DATE: 07/01/2006.

**SB 0318 by Siplin**

Taser Use on Minors/Schools; prohibits use of Taser or similar device on person 16 years of age or younger who is in school or on grounds of school that includes specified grade levels. EFFECTIVE DATE: Upon becoming law.

**SB 0326 by Siplin**

Pornographic Materials; prohibits person from willfully & knowingly distributing pornographic materials for commercial purposes; provides that any person, including church, religious organization, or other representative group or organization may bring action to enforce act; provides certain exemptions; authorizes person to recover actual damages & attorney's fees if person suffers loss as result of commercial distribution of such materials, etc. EFFECTIVE DATE: 07/01/2006.

**HB 0327 by Porth**

Sexual & Career Offenders; revises definition of "institution of higher education" to include career center; revises provisions re use of prior felonies for sexual predator determination; revises operational date used for career offender registration; revises language re definition of "sexual offender"; revises provision re offender's driver license or identification card renewal, etc. Amends 775.21, .261, 943.0435, 944.606, .607. EFFECTIVE DATE: 07/01/2006.

**SB 0330 by Siplin**

Below-waist Underwear; prohibits person from exposing below-waist underwear in specified manner; provides penalties. Creates 800.035. EFFECTIVE DATE: 07/01/2006.

**SB 0334 by Siplin**

Private Schools/FCAT/Diploma; provides that earning passing scores on Fla. Comprehensive Assessment Test (FCAT) or, in specified circumstances, on equivalent standardized test is prerequisite to receiving high school diploma from private school in this state. Amends 1002.42. EFFECTIVE DATE: 07/01/2006.

**HB 0339 by Brandenburg**

Sexual Predators/Residency; redefines terms "permanent residence" & "temporary residence" in order to reduce number of consecutive days & days in aggregate which constitute residence of sexual predator for purposes of requirements that predator register with FDLE, sheriff's office, or DOC. Amends 775.21. EFFECTIVE DATE: 07/01/2006.

**SB 0340 by Siplin**

Stun Guns; defines term "stun gun"; prohibits manufacture, display, sale, repair, or possession of stun gun; provides criminal penalties; provides exceptions. Creates 790.223. EFFECTIVE DATE: 10/01/2006.

**SB 0354 by Hill**

Veterans' Day Observance/Schools; requires school districts to observe Veterans' Day; prohibits holding classes on that day; provides exception; requires date of Veterans' Day observance to correspond with federal holiday. EFFECTIVE DATE: 07/01/2006.

**HB 0359 by Bendross-Mindingall**

School Bus Drivers/Pay Increase; requires Legislature to fund cost-of-living increase in General Appropriations Act for persons who drive buses that transport students in prekindergarten through grade 12 in public school system. Creates 1011.635.

EFFECTIVE DATE: 07/01/2006.

**SB 0362 by Campbell**

Student Loans/Attorneys; provides for financial assistance program administered by Justice Administrative Commission to provide assistance to career assistant attorneys general, assistant statewide prosecutors, assistant state attorneys, & assistant public defenders for repayment of eligible student loans; defines term "eligible student loan"; provides elements of program; provides loan assistance payment amounts; provides for funding. Creates 43.201. EFFECTIVE DATE: 07/01/2006.

**SB 0366 by Wilson**

Postsecondary Tuition/Residents; provides exemption from payment of nonresident tuition at community colleges & state universities for certain students meeting eligibility criteria; amends provision re general requirements for eligibility for state financial aid; specifies procedures for determining resident status for purposes of receiving such awards. Amends 1009.21,.40. EFFECTIVE DATE: Upon becoming law.

**SB 0368 by Wilson**

School Health Services; cites act as "One School, One Nurse Act"; specifies that certain persons be considered agents of state for purposes of sovereign immunity when rendering school health services; creates specified provision re public-private partnerships for provision of school nurse services; provides for scope of services to be provided; provides legislative intent re funding of act, etc. Amends 381.0056, 768.28; creates 381.0058. APPROPRIATION: \$75,000. EFFECTIVE DATE: 07/01/2006.

**HB 0373 by Harrell**

Tuition Waivers/Purple Heart; requires community colleges & state universities to waive tuition for recipient of Purple Heart who fulfills specified criteria. Amends 1009.26.

EFFECTIVE DATE: 07/01/2006.

**HB 0387 by Patterson**

Independent Collegiate Assistance; provides legislative intent; creates Florida Independent Collegiate Assistance Grant Program to provide grants to certain students who attend nonpublic institutions of higher education & are enrolled in programs leading to specified occupations; requires DOE to administer program; provides requirements for criteria & priorities for funding; defines term "eligible nonpublic institution of higher education", etc. Creates 1009.893. EFFECTIVE DATE: 07/01/2006.

**HB 0389 by Proctor**

Public School Employment/Retiree/FRS; authorizes district school boards & Board of Trustees of Fla. School for Deaf & Blind to reemploy retired members of FRS as administrative personnel. Amends 121.091. EFFECTIVE DATE: Upon becoming law.

**HB 0397 by Davis (D)**

Veterans' Day Observance/Schools; requires school districts to observe Veterans' Day; prohibits holding classes on that day; provides exception; requires date of Veterans' Day observance to correspond with federal holiday. EFFECTIVE DATE: 07/01/2006.

**HB 0403 by McInvale**

School Attendance; authorizes district school board policy to raise compulsory school attendance age; requires attendance records to include information re student tardiness; provides that parent is responsible for student's accumulative record of tardiness; revises provisions re enforcement of school attendance; authorizes superintendent to file truancy petition under certain circumstances; authorizes home visit, etc. Amends Ch. 1003, 984.03, 985.03, 1002.20. EFFECTIVE DATE: 07/01/2006.

**HB 0405 by Mealor**

Deferred Compensation Programs; amends provision re Financial Services Dept., to conform; revises term "employee" & defines term "governmental entity"; authorizes governmental entities, by ordinance, contract agreement, or other documentation, to participate in deferred compensation plan of state & specifies responsibility of Chief Financial Officer with respect thereto. Amends 20.121, 112.215. EFFECTIVE DATE: Upon becoming law.

**SB 0412 by Bennett**

District School Taxation/Millage; expands authorized uses of revenues from specified levy of school board millage to include payment of premiums for property & casualty insurance necessary to insure school district educational plants; limits uses of operating funds made available through such expenditures of those revenues; deletes obsolete provision. Amends 200.065, 1011.71. EFFECTIVE DATE: 07/01/2006.

**SB 0418 by Hill**

Schools/Release of Children; requires school boards to adopt policies re release of children; provides definition; requires that copies of policies be provided to DOE; requires nonpublic schools, private schools, & certain child care facilities to adopt policies re release of children; requires that copies of such policies be available on premises of schools or child care facilities; defines term "picture identification". EFFECTIVE DATE: 07/01/2006.

**HB 0419 by Anderson**

Commodities & Contractual Services; provides additional legislative intent; specifies maximizing competition as additional purpose of DMS in purchasing commodities & contractual services; revises provisions for procurement of commodities or contractual services; subjects certain contractual services & commodities to certain competitive-solicitation requirements; limits term of contracts, including renewals & extensions; etc. Amends Ch. 287, 394.457, 402.7305, 445.024. EFFECTIVE DATE: 07/01/2006.

**SB 0428 by Lawson Jr.**

Public Employees/Travel Expenses; establishes per diem, subsistence, & mileage rates for travel expenses of public employees; conforms provisions & deletes obsolete provisions; provides for future adjustments of such rates. Amends 112.061. EFFECTIVE DATE: 07/01/2006.

**SB 0429 by Proctor**

Florida School for Deaf & Blind; authorizes provision of education services to district school boards upon request; revises powers & duties of Board of Trustees for said school re requirements for expenditure of certain funds & submission of capital outlay budget requests; authorizes campus police officers to enforce traffic laws; deletes

provisions authorizing bonding of campus police officers, etc. Amends 1002.36, 1013.31. EFFECTIVE DATE: 07/01/2006.

**SB 0434 by Bennett**

Sales Tax/K-12 School; provides exemption for tangible personal property sold to contractor employed directly by or as agent of U. S. Government or state or local government when such property will become part of public K-12 school owned by governmental entity, if specified conditions are met; provides duties of governmental entities, contractors, & sellers re documentation & recordkeeping; provides for application of penalties. Amends 212.08. EFFECTIVE DATE: Upon becoming law.

**SB 0436 by Wilson**

Social Status/Black Men & Boys; creates Council on Social Status of Black Men & Boys; requires council to make systematic study of conditions affecting black men & boys; requires Attorney General Office to provide administrative support; requires council to submit annual report to Governor & Legislature; provides for reimbursement for per diem & travel expenses; requires Attorney General to organize initial meeting of council, etc. APPROPRIATION: \$50,000. EFFECTIVE DATE: 07/01/2006.

**HB 0443 by Barreiro**

Local Govt./Special Dist. Property; constitutional amendment to authorize property owned by county, municipality, or special district & used by it or leased & operated for governmental-governmental or governmental-proprietary purposes to be exempt from taxation as provided by general law. Amends s. 3, Art. VII.

**HB 0445 by Bendross-Mindingall**

Minority Student Achievement Council; creates Minority or Underrepresented Student Achievement Council; provides for appointment & qualification of members; requires Commissioner of Education to organize initial meeting of council; requires council to submit annual report to Governor & Legislature; requires DOE to provide administrative support; requires each school board to discuss number of high school students taking advanced placement courses, etc. APPROPRIATION: \$50,000. EFFECTIVE DATE: 07/01/2006.

**HB 0447 by Pickens**

Class Size/Classroom Instruction; constitutional amendment to revise class size requirements & their date of implementation to provide that they shall be based on school district average number of students who are assigned to teacher in specified grades; to authorize, in exceptional circumstances, school district to request from Governor temporary waiver of class size requirements or 65-percent classroom instruction expenditure, etc. Amends s. 1, Art. IX.

**SB 0452 by Wilson**

School Grading System; removes letter grades from performance grade categories by which schools must be identified in Commissioner of Education's annual report of results of statewide assessment program; corrects references to letter grades, to conform. Amends 1008.34, 1001.42, 1002.38, 1003.62, 1008.33,.345, 1011.62. EFFECTIVE DATE: 07/01/2006.

**SB 0454 by Wilson**

Public School Student Progression; revises components of school district student progression programs; eliminates guidelines for allocating school district remedial & supplemental instruction resources; provides for retention of students under specified circumstances; eliminates mandatory retention requirements for certain students in grade 3; requires State Board of Education to initiate adoption of rules by time certain, etc. Amends 1008.25, 1002.20,.23. EFFECTIVE DATE: Upon becoming law.

**SB 0458 by Wise**

Student Financial Assistance; provides legislative intent to expand access to postsecondary education & reduce student indebtedness; requires each state university & community college to report information re certain funds used to provide financial assistance to certain students; defines term "eligible Florida resident"; provides for redirection of funds to provide additional need-based financial assistance to eligible Florida residents, etc. EFFECTIVE DATE: 07/01/2006.

**SB 0464 by Constantine**

Accelerated High School Graduation; revises requirements applicable to selecting options for accelerated high school graduation; revises required courses for 3-year standard college preparatory program; deletes provisions authorizing student to select 3-year standard career preparatory program; revises requirements for grades that must be earned to participate in said program; provides for default to standard graduation requirements in certain circumstances. Amends 1003.429. EFFECTIVE DATE: 07/01/2006.

**HB 0467 by Hasner**

Classroom Instruction Expenditures; constitutional amendment to provide that adequate provision for education of all children residing within state's borders includes compliance with requirements for expenditures on classroom instruction; authorizes, in exceptional circumstances, school district to request from Governor temporary waiver of classroom instruction expenditure requirements, etc. Amends s. 1, Art. IX.

**SB 0475 by Gibson (A)**

Schools/Child's Record/Parent Rights; requires DOE guidelines for parent guide to successful student achievement to include information about parents' rights re their child's permanent record; requires that checklist of parental actions that can strengthen parental involvement in their child's education be reviewed during parent-teacher conferences. Amends 1002.23. EFFECTIVE DATE: 07/01/2006.

**HB 0477 by Ausley**

Public Employees/Travel Expenses; revises per diem, subsistence, & mileage rates for purposes of reimbursement of travel expenses of public officers, employees, & authorized persons. Amends 112.061. EFFECTIVE DATE: 07/01/2006.

**HB 0481 by Poppell**

District School Taxation/Millage; expands authorized school board millage levy funding to include payment of premiums for property & casualty insurance necessary to insure school district educational plants; limits expenditures of operating revenues. Amends 200.065, 1011.71. EFFECTIVE DATE: 07/01/2006.

**SB 0500 by Wise**

Florida School Recognition Program; specifies conditions under which school that is part of a school feeder pattern & does not receive school grade under specified provision may participate in program; prescribes circumstances in which school feeder pattern exists. Amends 1008.36. EFFECTIVE DATE: 07/01/2006.

**SB 0502 by Wilson**

Students/Computers/Internet Access; creates program to offer discounted computers & Internet access to public school students in grades 5 through 12; authorizes DOE to negotiate terms with computer manufacturers or nonprofit corporations; requires department to negotiate terms with broadband Internet access providers; requires Digital Divide Council to implement pilot project to assist low-income students with purchasing discounted computers & Internet access services, etc. EFFECTIVE DATE: 07/01/2006.

**SB 0504 by Wise**

Financial Assistance/Students; creates Florida Reimbursement Grant Program to Provide Postsecondary Psycho-Academic Testing to Students with Disabilities; provides for rulemaking by State Board of Education; requires student who applies for such grant to apply for Pell Grant; requires that amount of such grants be specified in General Appropriations Act; provides that act be implemented only to extent that it is funded & authorized, etc. Creates 1009.892. EFFECTIVE DATE: 07/01/2006.

**SB 0505 by Henriquez**

Community College Athletics/Football; provides that community college's program of intercollegiate athletics may include intercollegiate football. Amends 1001.65. EFFECTIVE DATE: 07/01/2006.

**SB 0506 by Baker**

Eminent Domain/Limitations on Power; provides definition; prohibits, under certain conditions, state agency, political subdivision, or corporation acting on behalf of state agency or political subdivision from taking private property through use of eminent domain. EFFECTIVE DATE: 07/01/2006.

**SB 0518 by Constantine**

Education/ABC'S Program; redesignates Florida Business & Education in School Together (Florida BEST) Program as A Business-Community School (ABC'S) Program. Amends 1013.501,.502. EFFECTIVE DATE: 07/01/2006.

**SB 0522 by Miller, Jr.**

Elementary Schools/Spanish Language; requires implementation of districtwide programs of Spanish instruction for grades K through 2; provides requirements for programs; allows use of certain funding sources. EFFECTIVE DATE: 07/01/2006.

**SB 0524 by King, Jr.**

Eminent Domain/Limitation On Power; prohibits, under certain conditions, state agency, political subdivision, or corporation acting on behalf of state agency or political subdivision from taking private property through use of eminent domain. EFFECTIVE DATE: 07/01/2006.

**SB 0622 by Wise**

Diana Kautz Student Safety Sponsors; creates Diana Kautz Student Safety Sponsors Act; provides for district school boards to adopt policies for private sponsorship of described seat belt assemblies on school buses; provides for sponsorship fee; provides for signage on exterior of school bus acknowledging sponsorship; limits liability of Sponsors; revises requirement that students use crash-protection system on school bus, etc. Creates 1006.273; amends 1006.25,.261. EFFECTIVE DATE: 07/01/2006.

**SB 0646 by Campbell**

Sexual & Career Offenders; revises definition of "institution of higher education" to include career center; revises provisions re use of prior felonies for sexual predator determination; revises operational date used for career offender registration; revises provisions re definition of "sexual offender"; revises provision re offender's driver's license or identification card renewal, etc. Amends 775.21,.261, 943.0435, 944.606,.607. EFFECTIVE DATE: 07/01/2006.

**SB 0668 by Rich**

Public School Class Size/Co-teaching; includes co-teaching as option to meet Constitutional class size maximums; authorizes co-teaching to be used in determining teacher-to-student ratio per classroom. Amends 1003.03. EFFECTIVE DATE: 07/01/2006.

**SB 0682 by Bennett**

Construction Contracts; provides for rejection of construction contracts when certain subcontractors, sub-subcontractors, or materialmen do not provide required insurance coverage; prohibits general contractor or subcontractor from rejecting work completed, rejecting material supplied, or withholding payment due to lack of conforming insurance following acceptance of policy or certificate of insurance, etc. Creates 627.442. EFFECTIVE DATE: 07/01/2006.

**SB 0686 by Bennett**

Educational Loan Marketing; creates Educational Loan Marketing Corporation of Florida, Inc., to provide services as secondary student loan market; authorizes corporation to borrow through public bonds & private financial sources; provides uses of proceeds of corporation; requires corporation to submit business plan to DOE; requires revenues of corporation to be used to providing secondary student loan market services, etc. Creates 1009.9997. EFFECTIVE DATE: Upon becoming law.

**SB 0692 by Webster**

Sales Tax/School Supplies & Clothing; specifies period during which sale of books, clothing, & school supplies is exempt from tax on sales, use, & other transactions; provides definitions; provides exceptions; authorizes DOR to adopt rules. APPROPRIATION: \$206,000. EFFECTIVE DATE: 07/01/2006.

**SB 0742 by Bullard (L)**

Corporate Income Tax Credit; provides credit against tax for donations of used equipment, such as computers & computer parts, to educational institutions in this state; provides for carryover of tax credits; provides application requirements; provides for administration; provides order in which this credit may be taken. Creates 220.192; amends 220.02. EFFECTIVE DATE: 07/01/2006.

**SB 0772 by Constantine**

School Attendance; authorizes district school board policy to raise compulsory school attendance age; requires attendance records to include information re student tardiness; provides that parent is responsible for student's accumulative record of tardiness; revises provisions re enforcement of school attendance; authorizes superintendent to file truancy petition under certain circumstances; authorizes home visit, etc. Amends Ch. 1003, 984.03, 985.03, 1002.20. EFFECTIVE DATE: 07/01/2006.

**SB 0798 by Miller, Jr.**

School District of Hillsborough Co.; commends School District of Hillsborough County on winning 2005 Urban School Board Excellence Award of National School Boards Association.

**SB 0802 by Alexander**

Higher Education; expresses legislative intent to revise laws re higher education. EFFECTIVE DATE: Upon becoming law.

**SB 0804 by Alexander**

Class Size; expresses legislative intent to revise laws re class size. EFFECTIVE DATE: Upon becoming law.

**SB 0806 by Alexander**

Public School Funding; expresses legislative intent to revise laws re: public school funding. EFFECTIVE DATE: Upon becoming law.

**SB 0808 by Alexander**

School Readiness; expresses legislative intent to revise laws re: school readiness. EFFECTIVE DATE: Upon becoming law.

**SB 0810 by Alexander**

K-20 Student Performance; expresses legislative intent to revise laws re: K-20 student performance. EFFECTIVE DATE: Upon becoming law.

**SB 0812 by Alexander**

Student Financial Aid; expresses legislative intent to revise laws re: student financial aid. EFFECTIVE DATE: Upon becoming law.

**SB 0814 by Alexander**

Workforce Education; expresses legislative intent to revise laws re: workforce education. EFFECTIVE DATE: Upon becoming law.

**SB 0840 by Fasano**

School Readiness Equity Allocation; expresses legislative intent to revise laws re school readiness equity allocation formula. EFFECTIVE DATE: Upon becoming law.

**SB 0846 by Carlton**

State Employment; expresses legislative intent to revise laws re terms & conditions of state employment. EFFECTIVE DATE: Upon becoming law.

**SB 0850 by Carlton**

Retirement Contribution Rates; expresses legislative intent to revise laws re retirement contribution rates. EFFECTIVE DATE: Upon becoming law.

**SB 0852 by Carlton**

Collective Bargaining/State Employee; expresses legislative intent to revise laws re collective bargaining by state employees. EFFECTIVE DATE: Upon becoming law.

**SB 0854 by Carlton**

Information Technology; expresses legislative intent to revise laws re information technology. EFFECTIVE DATE: Upon becoming law.

**SB 0880 by Fasano**

Code of Ethics/Public Officers; redefines term "agency" & defines term "quasi-public entity"; applies provisions of code of ethics which prohibit conflicting employment or contractual relationships & limits permissible representations following termination of office or employment to owners, officers & employees of consultants & contractors for certain entities created pursuant to law for public purpose; provides penalties. Amends 112.312,.313. EFFECTIVE DATE: 07/01/2006.

**SB 0960 by Wise**

Internet Screening/Public Libraries; requires public libraries to provide technology that protects against Internet access to specified proscribed visual depictions; allow adults to request disablement of technology for specified purposes; prohibits public library from maintaining record of adults who request such disablement; requires said library to post notice of its Internet safety policy; provides finding of important state interest, etc. Creates 257.44. EFFECTIVE DATE: 10/01/2006.

**SB 1014 by Wise**

Florida School for Deaf & Blind; authorizes provision of education services to district school boards upon request; revises powers & duties of Board of Trustees for said school re requirements for expenditure of certain funds & submission of capital outlay budget requests; authorizes campus police officers to enforce traffic laws; deletes provisions authorizing bonding of campus police officers, etc. Amends 1002.36, 1013.31. EFFECTIVE DATE: 07/01/2006.

**SB 1030 by Margolis**

Charter Schools; provides that sponsor of charter school shall not be liable for civil damages for certain actions; provides that duty to monitor such school shall not be basis for private cause of action; expands school district's immunity from assumption of contractual debts. Amends 1002.33. EFFECTIVE DATE: 07/01/2006.

**SB 1050 by Miller, Jr.**

School Bus Drivers/Pay Increase; requires Legislature to fund cost-of-living increase in General Appropriations Act for persons who drive buses that transport students in prekindergarten through grade 12 in public school system. Creates 1011.635. EFFECTIVE DATE: 07/01/2006.

**SB 1054 by Miller, Jr.**

Sexual Offenders/Residences/Schools; prohibits sexual offender or sexual predator from relocating to certain residences upon being released or placed on probation or community control; prohibits DOC from approving relocation of sexual offender within specified distance of certain places where children regularly congregate; requires that department notify school districts of location or relocation of sexual offenders, etc. Amends 947.1405, 948.30. EFFECTIVE DATE: 10/01/2006.

**SB 1064 by Clary**

FRS/DROP/Grades K-12 Personnel; increases period of time in which members of system who are employed as administrative personnel in grades K-12 may participate in Deferred Retirement Option Program; provides declaration of important state interest. Amends 121.091. EFFECTIVE DATE: Upon becoming law.

**SB 1122 by Hill**

Tasers/Schools/Use on Minors; prohibits use of Taser or similar device on minor who is in school or on grounds of school that includes specified grade levels. EFFECTIVE DATE: Upon becoming law.

**SB 1146 by King, Jr.**

Maximum Class Size/Teachers; provides that each teacher assigned to any classroom must be included in calculation for compliance with constitutional class-size limits; provides criteria for teaching strategies that involve assigning more than one teacher to classroom; provides retroactive application; prohibits imposition of penalties for use of any legal strategy re implementation of class-size reduction. Amends 1003.03. EFFECTIVE DATE: Upon becoming law.

**SB 1148 by King, Jr.**

Education Personnel; authorizes regional professional development academy to receive funds from certain sources for purpose of developing programs & services; provides that said academy is not component of any school district or governmental unit to which it provides services. Amends 1012.985. EFFECTIVE DATE: Upon becoming law.

**SB 7048 by Governmental Oversight and Productivity**

FRS/Payroll Contribution Rates; revises payroll contribution rates for membership classes of FRS for state fiscal years effective July 1, 2006, & July 1, 2007; provides declaration of important state interest. Amends 121.71. EFFECTIVE DATE: 07/01/2006.

**Bills Passed During the 2005-B Special Session  
Sorted by Bill Number**

**HB 0001 Relating to Slot Machine Gaming - Business Regulation**

Slot Machine Gaming; implements s. 23, Art. X of State Constitution; authorizes slot machines & slot machine gaming within certain pari-mutuel facilities located in Miami-Dade & Broward Counties upon approval by local referendum; provides licensing conditions on holders of thoroughbred pari-mutual wagering permits; prohibits persons under 21 years of age from playing slot machines, etc. Creates Ch. 551; amends 849.15, 895.02, 215.22. APPROPRIATION. EFFECTIVE DATE: Upon becoming law.

**HB 0003 Relating to Medicaid - Benson**

Medicaid; revises applicability of solvency requirements to include Medicaid provider service networks; adds duty to Medicaid Disproportionate Share Council; creates Medicaid Low-Income Pool Council; includes certain minority physician networks & emergency room diversion programs in description of provider service networks; includes Children's Medical Services Network within DOH in list of state-authorized pilot programs, etc. Amends FS. EFFECTIVE DATE: Upon becoming law.

**SB 0006 Relating to Lobbying - Sebesta**

Lobbying; amends provision re requirements that legislative lobbyists register & report as required by legislative rule; requires each principal upon registration of principal's designated lobbyist to identify principal's main business; provides requirements for lobbyists & lobbying firms filing reports with Legislative Information Services Div. by means of division's electronic filing system, etc. Amends 11.045,.45, 112.3215; creates 11.0455, 112.32155. EFFECTIVE DATE: 01/01/2006 except as otherwise provided.

**SB 0008 Relating to Elections/In-kind Contributions - King, Jr.**

Elections/In-kind Contributions; prescribes requirements for making in-kind contributions to political parties. Amends 106.08. EFFECTIVE DATE: 02/01/2006.

**SB 0012 Relating to Wilton Dedge Compensation - Webster**

Wilton Dedge Compensation; compensates Wilton Dedge; provides authority to draw warrant; provides limitation on authority to draw warrant; requires purchase of annuity; provides for waiver of specified tuition & fees; provides conditions for payment; provides legislative intent. APPROPRIATION: \$2,000,000. EFFECTIVE DATE: Upon becoming law.

**HB 0015 Relating to Ad Valorem Taxes/Major Disaster Area - Hasner**

Ad Valorem Taxes/Major Disaster Area; authorizes governing body of county that has been declared major disaster area to adopt options extending time in which property tax payment made by property owner qualifies for early-payment discount; provides early-payment options; provides that additional tax notices are not required under certain circumstances; provides for expiration. EFFECTIVE DATE: Upon becoming law.

**SB 0018 Relating to Florida Minimum Wage Act - Alexander**

Florida Minimum Wage Act; provides periods of limitations on actions for violations of Fla. Minimum Wage Act; creates said act; requires employers to pay certain employees minimum wage for all hours worked in Florida; requires Agency for Workforce Innovation

& DOR to annually publish amount of adjusted min. wage; requires aggrieved persons bringing civil actions to provide written notice to their employers alleged to have violated act, etc. Amends 95.11; creates 448.110. EFFECTIVE DATE: Upon becoming law.

**HB 0031 Relating to NASCAR License Plate - Patterson**

NASCAR License Plate; creates said license plate under certain circumstances; provides annual use fee; provides for distribution of annual use fees received from sale of such plates. Amends 320.08056,.08058. EFFECTIVE DATE: Contingent.

**SB 0040 Relating to Public Records & Meetings/Lobbyists - Sebesta**

Public Records & Meetings/Lobbyists; creates exemption from public-records requirements for user identification & password held by Legislative Information Services Div. pursuant to specified provision; creates temporary exemption from public-records requirements for reports & files stored in electronic filing system pursuant to specified provision; provides for future review & repeal under OGSR Act, etc. Amends 11.0431, 112.3215; creates 112.32156. EFFECTIVE DATE: Contingent.

**HB 0041 Relating to Judges - Goodlette**

Judges; revises number of circuit court judges in Twentieth Judicial Circuit; revises number of county court judges in Collier County; provides for additional judges provided under act to be appointed by Governor; authorizes positions & approved salary rate. Amends 26.031, 34.022. APPROPRIATION: \$579,628. EFFECTIVE DATE: Upon becoming law except as otherwise provided.

## **SUMMARY OF THE A++ HOUSE BILL – PCB 06-01**

- \*The state plan for NCLB must be submitted to the Legislature for review (new)
- \*Requires that the State Board of Education review and evaluate the Sunshine State Standards
- \*School Board's shall adopt policies for a complete education program with emphasis on the integration and reinforcement of Reading, Writing, and Mathematics.
- \*Establishes FCRR in law and: outlines it's duties. Establishes the Reading allocation and distribution formula. Requires Districts to submit plans for approval. Allows for an appeal while allowing high performing districts flexibility. Allows Integration of intensive reading remediation into core, career, and alternative Programs.
- \*Establishes that no District may begin the school year prior to seven days before Labor Day.
- \*Requires that School Improvement Plans be based upon the Continuous Improvement Model.
- \*School Grades, Opportunity Scholarships, and the School Recognition Programs would include Feeder Pattern Schools.
- \*Requires Districts where students are eligible for Opportunity Scholarships, to notify parents using multiple types of media. ( also extends by one month, the date when parents must notify the District that they intend to use this voucher)
- \*Creates the Challenge High School Award Program. (High Schools that demonstrate continuous academic improvement and show the greatest gains in student academic achievement)
- \*Middle School Reform:
  - \*Specifies that the mission of Middle Schools is to prepare students to graduate from High School.
  - \*Establishes a standardized Middle School grading scale. (same as H.S.)
  - \*Establishes Middle School course and credit requirements necessary for promotion.
  - \*Adds a new requirement for ½ credit in career exploration.
  - \*Requires level 1 and level 2 readers to complete intensive reading courses.
  - \* Authorizes Districts to adopt credit recovery policies.
  - \*Applies these reform standards to students in grades 6-8 regardless of how the school is configured.
- \*In cooperation with the DOE, the District School Superintendent shall verify that materials identified by the publisher as aligned with the Sunshine State Standards or the FCAT, are in fact aligned.
- \*Revises when FCAT must be given;
  - \*Reading and Mathematics tested in each grade 3-10
  - \*Writing and Science at least once in Elementary, Middle, and High School.
- \*The Commissioner must certify that 10<sup>th</sup> grade retakes are as difficult as the original test.
- \*Requires continued use of SAT and ACT as alternative assessments for grade 10 FCAT.
- \*Requires annual reports on student progress.
- \*Allows Districts to require attendance of low-performing students at remedial programs which are outside of regular school days or hours.
- \*Allows principals to discipline low performing staff members.

- \*Alternative School Grading;
  - \*Alternative Schools may receive a grade under the A+ plan or choose to use an alternative rating system based upon learning gains and attendance.
  - \*Requires that under certain conditions that the performance of alternative school students be included in their home school grade.
- \*School Recognition funds;
  - \*Schools meeting both AYP and School Recognition would receive additional financial awards.
  - \*Adds feeder pattern schools and alternative schools receiving a category of “improving”, to the program.
  - \*Requires School Improvement Plans to specify how School Recognition Funds will be spent if awarded.
  - \*Restricts bonuses to employees at the school during the year of improvement.
  - \*Allows the award to be spent on student incentives.
- \*Parents of 3<sup>rd</sup> graders scoring level 1 on FCAT reading and high school students failing grade 10 FCAT reading or mathematics , who are not eligible for services thru NCLB are eligible for services funded with SAI funds.
- \*Pay Policies;
  - \*Collective Bargaining contracts must be posted online by the DOE.
  - \*The 5% performance pay policy is deleted.
  - \*Requires Districts to adopt differentiated pay schedules for both instructional and administrative personnel.
  - \*Authorizes the SBE to withhold lottery funds if the salary schedule is out of compliance.
  - \*Limits the assignment of certain categories of teachers to low performing schools.
- \*Establishes the Jim Warford Professional Development Program for School Leaders.