

# FSBA

# BOARDER-LINE

Official Legislative Bulletin of the  
Florida School Boards Association

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May 4, 2007

Volume 2007, Number 8

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The 2007 Legislative Session has adjourned *sine die*. More than 3000 bills were filed for consideration during the Session and about 300 bills were ultimately passed, including about 30 that relate to education. We have begun compiling our **2007 Legislative Session Summary** that will provide a complete analysis of the education budget and a comprehensive review of the education related legislation that was passed. However, as a quick update, we have attached a table providing highlights of the education budget and a list of the education bills that passed is provided below. Please be aware that this is a **preliminary** list of bills with very brief summaries. The FSBA Legislative Session Summary will provide much more detail. Also, we strongly encourage you to attend one of our Legislative Review Workshops for an in-depth presentation on all of this information. The schedule for these workshops is:

Wednesday, May 16  
4:00 - 7:00 p.m. (CST)  
Panhandle Area Educational Center  
753 West Boulevard  
Chipley, FL

Friday, May 18  
8:30 a.m. - 12 noon  
Hilton Daytona Beach Oceanfront Resort  
100 North Atlantic Avenue  
Daytona Beach, FL

Wednesday, May 23  
5:00 - 8:00 p.m.  
Columbia County School District Auditorium  
372 West Duval Street  
Lake City, FL

Friday, June 15  
10:00 a.m. - 12:30 p.m.  
Grand Hyatt Tampa Bay  
2900 Bayport Drive  
Tampa, FL

### **Education Related Legislation Passed in the 2007 Session**

#### **HB 55 – Domestic Violence/Employee Leave by Porth**

Requires that certain employers permit employee to take leave from work to undertake activities resulting from act of said violence; specifies activities for which employee may take leave; prohibits employer from taking certain actions against employee for exercising rights specified in act; provides recourse for violation of act.

#### **SB 108 – Minority & Underrepresented Student Achievement by Hill**

Specifies that Florida Partnership for Minority & Underrepresented Student Achievement must cooperate with school districts to identify minority and underrepresented students for participation in AP or other advanced courses; specifies that partnership must provide information regarding PSAT/NMSQT or PLAN administration.

#### **HB 211 – Hurricane Preparedness/Sales Tax by Nehr**

Provides exemption from sales and use tax for sales of certain tangible personal property for certain periods; provides exception for sales within public lodging establishment, theme park, entertainment complex, or airport; authorizes DOR to adopt rules.

**SB 450 – Florida Teachers Lead Program Stipend/Pre-K by Rich**

Extends Florida Teachers Lead Program Stipend to teachers of prekindergarten students in public schools and public charter schools who are funded through FEFP.

**HB 461 – High School Athletics/Drug Testing by Llorente**

Requires Florida High School Athletic Association to facilitate 1-year drug testing program to randomly test certain students for anabolic steroid use; requires schools to consent to provisions of program as prerequisite for membership in organization; requires students and their parents to consent to provisions of prog. as prerequisite for eligibility to participate in specified sports; provides for repeal of program.

**HB 463 – Pubic Records/Drug Test/High School Athletics by Llorente**

Exempts from public records requirements records relating to drug tests and to challenge and appeal proceedings under FHSAA's random drug testing program; exempts from public meetings requirements portions of meeting at which records relating to drug tests or to challenge or appeal proceedings will be discussed; provides for future review and repeal.

**HB 509 – Children & Youth Cabinet Act by Ausley**

Creates Children & Youth Cabinet; provides legislative intent; provides organization, membership, duties, and responsibilities of cabinet; provides for advisory board; requires cabinet to prepare annual report.

**HB 511 – High Performing School Districts / 2 Mill Levy by Kendrick**

Provides criteria for designating academically high-performing school districts; provides exceptions for such districts to be exempt from certain statutes and rules; provides for notice concerning property and casualty insurance costs; provides criteria for using district school tax funds; authorizes use of funds for specified purposes.

**HB 529 – Cable TV / Video Service Franchises by Traviesa**

Cites act as "Consumer Choice Act of 2007"; prohibits counties and municipalities from negotiating terms and conditions re cable and video services; deletes authorization for counties and municipalities to award cable service franchises and restriction that cable service companies not operate without such franchise.

**HB 967 – Physical Education by Weatherford**

Requires Education Commissioner to dedicate resources to provide professional development to physical education teachers and curricula developers; defines term "physical education"; requires district school boards to provide specified physical education for certain students; requires State Board of Education to review and revise Sunshine State Standards relating to physical education.

**SB 988 – High-risk Offenders by Argenziano**

Requires distinctive markings for driver's licenses and ID cards issued to persons who are designated as sexual predators or subject to registration as sexual offenders; revises background screening requirements for certain noninstructional school district employees and contractors; provides for submission of fingerprints.

**SB 1046 – Education by Wise**

Provides that certain funds transferred to Educational Enhancement Trust Fund may be used for recurring appropriations; revises funding model for exceptional student education programs to provide additional funds for students who are gifted in graded K through 8; freezes funding for gifted students in grades 9 through 12; provides formula for calculating supplemental allocation for juvenile justice education programs.

**SB 1060 – Educational Facilities by King**

Deletes provisions relating to distribution of proceeds from excise tax on documents to Public Education Capital Outlay and Debt Service Trust Fund; revises date by which distribution company must remit taxes on gross receipts from sale of utility services; prescribes life to be used for certain facilities in calculating distributions from such trust fund; clarifies those K-12 students on whose behalf distributions will be made from such trust fund.

**SB 1126 – Statewide Tobacco Education & Prevention by Peaden**

Requires Department of Health to establish comprehensive statewide tobacco education and prevention program; requires DOH to expand smoking cessation initiative to each county; creates Tobacco Education and Prevention Advisory Council; provides for membership and terms of appointment; requires DOH to submit annual report to Governor and Legislature.

**HB 1161 – High School to Business Career Enhancement Act by Ambler**

Authorizes each district school board to adopt policies and procedures for high school to Business Career Enhancement Program through which student internships may be offered in each school district; requires background screening of employees or contracted personnel of employers participating; clarifies that employment of student intern is not employment for purposes of unemployment compensation.

**SB 1226 – Merit Award Program/School Board Employees by Gaetz**

Establishes Merit Award Program for instructional personnel and school-based administrators; requires that district school board adopt Merit Award Program plan in order to receive funding under program; provides for reversion of funds that are not distributed when district or charter school chooses not to adopt plan; requires school districts to be able to administer end-of-course examinations with certain exceptions.

**SB 1232 – Career & Professional Education by Gaetz**

Creates Florida Career and Professional Education Act for purpose of improving academic performance and respond to state's workforce needs; requires that district school boards develop strategic plans to address and meet local and regional workforce needs; requires public schools and school districts to offer career and professional academies; repeals provisions relating to Career High-Skill Occupational Initiative for Career Education (CHOICE) academies.

**HB 1421 – Digital Divide Council by Brisé**

Recreates council in DOE; revises membership of council; provides for terms of office; requires initial meeting and at specified times thereafter; conforms references; deletes requirements for certain pilot programs; provides objectives of council; requires annual report to Governor and Legislature.

**SB 1456 – Sales Tax/School Supplies & Clothing by Webster**

Specifies period during which sale of books, clothing, and school supplies are exempt from tax on sales, use, and other transactions; provides definitions; provides exceptions; authorizes DOR to adopt rules.

**SB 1624 – Insurance/Public Construction Projects by Bennett**

Requires purchase of owner-controlled insurance in connection with public construction project if program maintains completed operations insurance coverage for no less than 10 years; exempts contractors and subcontractors working under construction project insured by said insurance program from individually satisfying eligibility requirements for large deductible workers' compensation rating plans.

**SB 2092 – Charter School Districts/Pilot Program by Deutch**

Revises the divisions of the Department of Education; amends statutes relating to salary calculation for constitutional officers to include district school board member salaries; clarifies the standard for review of charter school applications and renewal provisions; requires the governing body to participate in certain governance training; clarifies charter school facility fee exemptions; revises provisions governing credit requirements for high school graduation; provides guidelines for district school board grade forgiveness policies; provides additional time for initial educational assessments of youths assigned to Department of Juvenile Justice education programs; postpones termination of a charter school district pilot program in certain counties.

**SB 2512 – English for Speakers of Other Languages/Educators by Wise**

Specifies inservice requirements for educators who provide English for Speakers of Other Languages instruction.

**HB 7085 – FRS/Contribution Rates by Government Efficiency & Accountability Council**

Revises payroll contribution rates for membership classes of FRS for state fiscal years effective July 1, 2007, and July 1, 2008.

**HB 7123 – Energy by Environment & Natural Resources Council**

Establishes Green Schools Pilot Project to enable selected school districts to comply with certain building-certification standards; provides for application and selection process for participation in project; provides requirements for school districts to participate; (addresses other subjects)

**HB 7147 – Postsecondary Education Enhancements by Pickens**

Requires OPPAGA to conduct study of certain enrollment forecasting models; requires DOE to conduct review of certain courses in statewide course numbering system; revises provisions relating to the number of and qualifications for community college fee exemptions; provides residency requirement for funding baccalaureate degree programs at said colleges.

**HB 7183 – Rules & Rulemaking by Government Efficiency & Accountability Council**

Redefines term "invalid exercise of delegated legislative authority"; defines terms "law implemented" and "rulemaking authority"; revises guidelines for construction of statutory language granting rulemaking authority; prescribes limits and guidelines relating to incorporation of material by reference; authorizes Administrative Procedures Committee to request from agencies information to examine unadopted agency statements.

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