

20221048er

1  
2 An act relating to student assessments; amending s.  
3 411.227, F.S.; conforming provisions to changes made  
4 by the act; amending s. 1000.21, F.S.; renaming "Next  
5 Generation Sunshine State Standards" as "state  
6 academic standards"; amending ss. 1002.37, 1002.45,  
7 1002.53, 1002.67, 1002.68, 1003.41, and 1003.53, F.S.;  
8 conforming provisions to changes made by the act;  
9 providing a directive to the Division of Law Revision;  
10 amending s. 1008.2125, F.S.; deleting provisions  
11 relating to the coordinated screening and progress  
12 monitoring program; conforming provisions to changes  
13 made by the act; amending s. 1008.22, F.S.; conforming  
14 provisions to changes made by the act; providing that  
15 certain end-of-year comprehensive progress monitoring  
16 assessments are the statewide, standardized ELA and  
17 Mathematics assessments for certain students;  
18 providing that achievement levels on specified  
19 assessments shall measure grade-level performance  
20 rather than satisfactory performance; requiring  
21 certain assessment results to be provided by a  
22 specified date beginning with a certain school year;  
23 including the coordinated screening and progress  
24 monitoring system in the limitation on the school  
25 hours authorized for testing; revising the timeframe  
26 for providing district-required local assessments  
27 results to a student's parent; requiring such results  
28 to be provided in specified formats; requiring  
29 specified information to be included on individual

20221048er

30 student reports; requiring the Commissioner of  
31 Education to provide specified recommendations from an  
32 independent review of the coordinated screening and  
33 progress monitoring system to the Governor and  
34 Legislature by a specified date; providing  
35 requirements for the review and recommendations;  
36 providing for the future repeal of such requirements;  
37 amending s. 1008.25, F.S.; conforming provisions to  
38 changes made by the act; requiring the coordinated  
39 screening and progress monitoring system to identify  
40 the educational strengths and needs of students;  
41 revising requirements for such system; providing  
42 requirements for the administration of the coordinated  
43 screenings and progress monitoring and the reporting  
44 of results; requiring a specified annual report to be  
45 accessible through certain web-based options; deleting  
46 a requirement that district school boards print  
47 specified information in a local newspaper; amending  
48 s. 1008.34, F.S.; requiring 2022-2023 school and  
49 school district grades to serve as an informal  
50 baseline for schools and school districts; requiring  
51 baseline grades to be set so that the percentage of  
52 schools that earn specified letter grades is  
53 statistically equivalent to the 2021-2022 school grade  
54 results; requiring the State Board of Education to  
55 review the school grading scale and determine if the  
56 scale should be adjusted after certain data becomes  
57 available; prohibiting a school from being required to  
58 select and implement a turnaround option based on the

20221048er

59 school's grades in a specified school year; providing  
60 applicability; providing that certain public schools  
61 and approved providers that receive the same or lower  
62 school grade in a specified school year are not  
63 subject to sanctions; providing that a charter school  
64 system or school district designated as high  
65 performing may not lose the designation based on the  
66 school grades received during a certain school year by  
67 any of the schools within the charter school system or  
68 school district or based on a certain school year's  
69 district grade, as applicable; providing a transition  
70 for the calculation of school and district grades for  
71 the 2022-2023 school year; providing requirements for  
72 the calculation of such grades and exempting schools  
73 from specified provisions; providing requirements for  
74 determining grade 3 retention and high school  
75 graduation for such school year; providing for the  
76 future repeal of specified provisions; amending s.  
77 1008.341, F.S.; providing that school improvement  
78 ratings will not be calculated for the 2022-2023  
79 school year; providing for the future repeal of  
80 specified provisions; providing specified  
81 authorizations and requirements for the Department of  
82 Education; providing effective dates.

83  
84 Be It Enacted by the Legislature of the State of Florida:

85  
86 Section 1. Paragraph (d) of subsection (1) and paragraph  
87 (b) of subsection (3) of section 411.227, Florida Statutes, are

20221048er

88 amended to read:

89 411.227 Components of the Learning Gateway.—The Learning  
90 Gateway system consists of the following components:

91 (1) COMMUNITY EDUCATION STRATEGIES AND FAMILY-ORIENTED  
92 ACCESS.—

93 (d) In collaboration with other local resources, the  
94 demonstration projects shall develop public awareness strategies  
95 to disseminate information about developmental milestones,  
96 precursors of learning problems and other developmental delays,  
97 and the service system that is available. The information should  
98 target parents of children from birth through age 9 and should  
99 be distributed to parents, health care providers, and caregivers  
100 of children from birth through age 9. A variety of media should  
101 be used as appropriate, such as print, television, radio, and a  
102 community-based Internet website, as well as opportunities such  
103 as those presented by parent visits to physicians for well-child  
104 checkups. The Learning Gateway Steering Committee shall provide  
105 technical assistance to the local demonstration projects in  
106 developing and distributing educational materials and  
107 information.

108 1. Public awareness strategies targeting parents of  
109 children from birth through age 5 shall be designed to provide  
110 information to public and private preschool programs, child care  
111 providers, pediatricians, parents, and local businesses and  
112 organizations. These strategies should include information on  
113 the school readiness performance standards adopted by the  
114 Department of Education.

115 2. Public awareness strategies targeting parents of  
116 children from ages 6 through 9 must be designed to disseminate

20221048er

117 training materials and brochures to parents and public and  
118 private school personnel, and must be coordinated with the local  
119 school board and the appropriate school advisory committees in  
120 the demonstration projects. The materials should contain  
121 information on state and district achievement ~~proficiency~~ levels  
122 for grades K-3.

123 (3) EARLY EDUCATION, SERVICES AND SUPPORTS.—

124 (b) Demonstration projects shall develop strategies to  
125 increase the use of appropriate intervention practices with  
126 children who have learning problems and learning disabilities  
127 within public and private early care and education programs and  
128 K-3 public and private school settings. Strategies may include  
129 training and technical assistance teams. Intervention must be  
130 coordinated and must focus on providing effective supports to  
131 children and their families within their regular education and  
132 community environment. These strategies must incorporate, as  
133 appropriate, school and district activities related to the  
134 student's progress monitoring plan and must provide parents with  
135 greater access to community-based services that should be  
136 available beyond the traditional school day. Academic  
137 expectations for public school students in grades K-3 must be  
138 based upon the local school board's adopted achievement  
139 ~~proficiency~~ levels. When appropriate, school personnel shall  
140 consult with the local Learning Gateway to identify other  
141 community resources for supporting the child and the family.

142 Section 2. Subsection (7) of section 1000.21, Florida  
143 Statutes, is amended to read:

144 1000.21 Systemwide definitions.—As used in the Florida  
145 Early Learning-20 Education Code:

20221048er

146 (7) "~~Next Generation Sunshine~~ State academic standards"  
147 means the state's public K-12 curricular standards adopted under  
148 s. 1003.41.

149 Section 3. Paragraph (f) of subsection (3) and paragraphs  
150 (a) and (d) of subsection (10) of section 1002.37, Florida  
151 Statutes, are amended to read:

152 1002.37 The Florida Virtual School.—

153 (3) Funding for the Florida Virtual School shall be  
154 provided as follows:

155 (f) The Florida Virtual School shall receive state funds  
156 for operating purposes as provided in the General Appropriations  
157 Act. The calculation to determine the amount of state funds  
158 includes: the sum of the base Florida Education Finance Program  
159 funding, the state-funded discretionary contribution and a per-  
160 full-time equivalent share of the discretionary millage  
161 compression supplement, the exceptional student education  
162 guaranteed allocation, the instructional materials allocation,  
163 the evidence-based ~~research-based~~ reading instruction  
164 allocation, the mental health assistance allocation, and the  
165 teacher salary increase allocation. For the purpose of  
166 calculating the state-funded discretionary contribution,  
167 multiply the maximum allowable nonvoted discretionary millage  
168 for operations pursuant to s. 1011.71(1) and (3) by the value of  
169 96 percent of the current year's taxable value for school  
170 purposes for the state; divide the result by the total full-time  
171 equivalent membership of the state; and multiply the result by  
172 the full-time equivalent membership of the school. Funds may not  
173 be provided for the purpose of fulfilling the class size  
174 requirements in ss. 1003.03 and 1011.685.

20221048er

175 (10) (a) Public school students receiving full-time  
176 instruction in kindergarten through grade 12 by the Florida  
177 Virtual School must take all statewide assessments required  
178 pursuant to s. 1008.22 and participate in the coordinated  
179 screening and progress monitoring system under s. 1008.25(8).

180 (d) Unless an alternative testing site is mutually agreed  
181 to by the Florida Virtual School and the school district or as  
182 contracted under s. 1008.24, all industry certification  
183 examinations, national assessments, progress monitoring under s.  
184 1008.25(8), and statewide assessments must be taken at the  
185 school to which the student would be assigned according to  
186 district school board attendance areas. A school district must  
187 provide the student with access to the school's testing  
188 facilities and the date and time of the administration of  
189 progress monitoring and each examination or assessment.

190 Section 4. Paragraph (b) of subsection (6) of section  
191 1002.45, Florida Statutes, is amended to read:

192 1002.45 Virtual instruction programs.—

193 (6) STUDENT PARTICIPATION REQUIREMENTS.—Each student  
194 enrolled in a virtual instruction program or virtual charter  
195 school must:

196 (b) Take statewide assessments pursuant to s. 1008.22 and  
197 participate in the coordinated screening and progress monitoring  
198 system under s. 1008.25(8). Statewide assessments and progress  
199 monitoring may be administered within the school district in  
200 which such student resides, or as specified in the contract in  
201 accordance with s. 1008.24(3). If requested by the approved  
202 provider or virtual charter school, the district of residence  
203 must provide the student with access to the district's testing

20221048er

204 facilities.

205 Section 5. Paragraph (d) of subsection (6) of section  
206 1002.53, Florida Statutes, is amended to read:

207 1002.53 Voluntary Prekindergarten Education Program;  
208 eligibility and enrollment.—

209 (6)

210 (d) Each parent who enrolls his or her child in the  
211 Voluntary Prekindergarten Education Program must allow his or  
212 her child to participate in the coordinated screening and  
213 progress monitoring program under s. 1008.25(8) ~~s. 1008.2125~~.

214 Section 6. Paragraph (b) of subsection (2) of section  
215 1002.67, Florida Statutes, is amended to read:

216 1002.67 Performance standards and curricula.—

217 (2)

218 (b) Each private prekindergarten provider's and public  
219 school's curriculum must be developmentally appropriate and  
220 must:

221 1. Be designed to prepare a student for early literacy and  
222 provide for instruction in early math skills;

223 2. Enhance the age-appropriate progress of students in  
224 attaining the performance standards adopted by the department  
225 under subsection (1); and

226 3. Support student learning gains through differentiated  
227 instruction that shall be measured by the coordinated screening  
228 and progress monitoring program under s. 1008.25(8) ~~s.~~  
229 ~~1008.2125~~.

230 Section 7. Paragraphs (a) and (b) of subsection (1),  
231 paragraphs (b) and (e) of subsection (4), and paragraph (c) of  
232 subsection (6) of section 1002.68, Florida Statutes, are amended

20221048er

233 to read:

234 1002.68 Voluntary Prekindergarten Education Program  
235 accountability.—

236 (1) (a) Beginning with the 2022-2023 program year, each  
237 private prekindergarten provider and public school participating  
238 in the Voluntary Prekindergarten Education Program must  
239 participate in the coordinated screening and progress monitoring  
240 program in accordance with s. 1008.25(8) ~~s. 1008.2125~~. The  
241 coordinated screening and progress monitoring program results  
242 shall be used by the department to identify student learning  
243 gains, index development learning outcomes upon program  
244 completion relative to the performance standards established  
245 under s. 1002.67 and representative norms, and inform a private  
246 prekindergarten provider's and public school's performance  
247 metric.

248 (b) At a minimum, the initial and final progress monitoring  
249 or screening must be administered by individuals meeting  
250 requirements adopted by the department under s. 1008.25(8) ~~s.~~  
251 ~~1008.2125~~.

252 (4)

253 (b) The methodology for calculating a provider's  
254 performance metric may not include students who are not  
255 administered the coordinated screening and progress monitoring  
256 program under s. 1008.25(8) ~~s. 1008.2125~~.

257 (e) Subject to an appropriation, the department shall  
258 provide for a differential payment to a private prekindergarten  
259 provider and public school based on the provider's designation.  
260 The maximum differential payment may not exceed a total of 15  
261 percent of the base student allocation per full-time equivalent

20221048er

262 student under s. 1002.71 attending in the consecutive program  
263 year for that program. A private prekindergarten provider or  
264 public school may not receive a differential payment if it  
265 receives a designation of "proficient" or lower. Before the  
266 adoption of the methodology, the department shall confer with  
267 the Council for Early Grade Success under s. 1008.2125 before  
268 receiving approval from the State Board of Education for the  
269 final recommendations on the designation system and differential  
270 payments.

271 (6)

272 (c) The department shall adopt criteria for granting good  
273 cause exemptions. Such criteria must include, but are not  
274 limited to, all of the following:

275 1. Child demographic data that evidences a private  
276 prekindergarten provider or public school serves a statistically  
277 significant population of children with special needs who have  
278 individual education plans and can demonstrate progress toward  
279 meeting the goals outlined in the students' individual education  
280 plans.

281 2. Learning gains of children served in the Voluntary  
282 Prekindergarten Education Program by the private prekindergarten  
283 provider or public school on an alternative measure that has  
284 comparable validity and reliability of the coordinated screening  
285 and progress monitoring program in accordance with s. 1008.25(8)  
286 ~~s. 1008.2125~~.

287 3. Program assessment data under subsection (2) which  
288 demonstrates effective teaching practices as recognized by the  
289 tool developer.

290 4. Verification that local and state health and safety

20221048er

291 requirements are met.

292 Section 8. Section 1003.41, Florida Statutes, is amended to  
293 read:

294 1003.41 ~~Next-Generation Sunshine~~ State academic standards.—

295 (1) The ~~Next-Generation Sunshine~~ state academic standards  
296 establish the core content of the curricula to be taught in the  
297 state and specify the core content knowledge and skills that K-  
298 12 public school students are expected to acquire. Standards  
299 must be rigorous and relevant and provide for the logical,  
300 sequential progression of core curricular content that  
301 incrementally increases a student's core content knowledge and  
302 skills over time. Curricular content for all subjects must  
303 integrate critical-thinking, problem-solving, and workforce-  
304 literacy skills; communication, reading, and writing skills;  
305 mathematics skills; collaboration skills; contextual and  
306 applied-learning skills; technology-literacy skills; information  
307 and media-literacy skills; and civic-engagement skills. The  
308 standards must include distinct grade-level expectations for the  
309 core content knowledge and skills that a student is expected to  
310 have acquired by each individual grade level from kindergarten  
311 through grade 8. The standards for grades 9 through 12 may be  
312 organized by grade clusters of more than one grade level except  
313 as otherwise provided for visual and performing arts, physical  
314 education, health, and foreign language standards.

315 (2) The ~~Next-Generation Sunshine~~ state academic standards  
316 must meet the following requirements:

317 (a) English Language Arts standards must establish specific  
318 curricular content for, at a minimum, reading, writing, speaking  
319 and listening, and language.

20221048er

320 (b) Science standards must establish specific curricular  
321 content for, at a minimum, the nature of science, earth and  
322 space science, physical science, and life science.

323 (c) Mathematics standards must establish specific  
324 curricular content for, at a minimum, algebra, geometry,  
325 statistics and probability, number and quantity, functions, and  
326 modeling.

327 (d) Social Studies standards must establish specific  
328 curricular content for, at a minimum, geography, United States  
329 and world history, government, civics, humanities, economics,  
330 and financial literacy.

331 (e) Visual and performing arts, physical education, health,  
332 and foreign language standards must establish specific  
333 curricular content and include distinct grade level expectations  
334 for the core content knowledge and skills that a student is  
335 expected to have acquired by each individual grade level from  
336 kindergarten through grade 5. The standards for grades 6 through  
337 12 may be organized by grade clusters of more than one grade  
338 level.

339 (3) The Commissioner of Education, as needed, shall develop  
340 and submit proposed revisions to the standards for review and  
341 comment by Florida educators, school administrators,  
342 representatives of the Florida College System institutions and  
343 state universities who have expertise in the content knowledge  
344 and skills necessary to prepare a student for postsecondary  
345 education and careers, business and industry leaders, and the  
346 public. The commissioner, after considering reviews and  
347 comments, shall submit the proposed revisions to the State Board  
348 of Education for adoption.

20221048er

349 (4) The State Board of Education shall adopt rules to  
350 administer this section.

351 Section 9. Paragraph (c) of subsection (1) of section  
352 1003.53, Florida Statutes, is amended to read:

353 1003.53 Dropout prevention and academic intervention.—

354 (1)

355 (c) A student shall be identified as being eligible to  
356 receive services funded through the dropout prevention and  
357 academic intervention program based upon one of the following  
358 criteria:

359 1. The student is academically unsuccessful as evidenced by  
360 low test scores, retention, failing grades, low grade point  
361 average, falling behind in earning credits, or not meeting the  
362 state or district achievement ~~proficiency~~ levels in reading,  
363 mathematics, or writing.

364 2. The student has a pattern of excessive absenteeism or  
365 has been identified as a habitual truant.

366 3. The student has a history of disruptive behavior in  
367 school or has committed an offense that warrants out-of-school  
368 suspension or expulsion from school according to the district  
369 school board's code of student conduct. For the purposes of this  
370 program, "disruptive behavior" is behavior that:

371 a. Interferes with the student's own learning or the  
372 educational process of others and requires attention and  
373 assistance beyond that which the traditional program can provide  
374 or results in frequent conflicts of a disruptive nature while  
375 the student is under the jurisdiction of the school either in or  
376 out of the classroom; or

377 b. Severely threatens the general welfare of students or

20221048er

378 others with whom the student comes into contact.

379 4. The student is identified by a school's early warning  
380 system pursuant to s. 1001.42(18)(b).

381 Section 10. The Division of Law Revision is directed to  
382 prepare a reviser's bill for the 2023 Regular Session of the  
383 Legislature to change the term "Next Generation Sunshine State  
384 Standards" to "state academic standards" wherever the term  
385 appears in the Florida Statutes.

386 Section 11. Section 1008.2125, Florida Statutes, is amended  
387 to read:

388 1008.2125 The Council for Early Grade Success Coordinated  
389 ~~screening and progress monitoring program for students in the~~  
390 ~~Voluntary Prekindergarten Education Program through grade 3.-~~

391 ~~(1) The primary purpose of the coordinated screening and~~  
392 ~~progress monitoring program for students in the Voluntary~~  
393 ~~Prekindergarten Education Program through grade 3 is to provide~~  
394 ~~information on students' progress in mastering the appropriate~~  
395 ~~grade-level standards and to provide information on their~~  
396 ~~progress to parents, teachers, and school and program~~  
397 ~~administrators. Data shall be used by Voluntary Prekindergarten~~  
398 ~~Education Program providers and school districts to improve~~  
399 ~~instruction, by parents and teachers to guide learning~~  
400 ~~objectives and provide timely and appropriate supports and~~  
401 ~~interventions to students not meeting grade-level expectations,~~  
402 ~~and by the public to assess the cost benefit of the expenditure~~  
403 ~~of taxpayer dollars. The coordinated screening and progress~~  
404 ~~monitoring program must:~~

405 ~~(a) Measure student progress in the Voluntary~~  
406 ~~Prekindergarten Education Program through grade 3 in meeting the~~

20221048er

407 ~~appropriate expectations in early literacy and math skills and~~  
408 ~~in English Language Arts and mathematics, as required by ss.~~  
409 ~~1002.67(1) (a) and 1003.41.~~

410 ~~(b) Provide data for accountability of the Voluntary~~  
411 ~~Prekindergarten Education Program, as required by s. 1002.68.~~

412 ~~(c) Provide baseline data to the department of each~~  
413 ~~student's readiness for kindergarten, which must be based on~~  
414 ~~each kindergarten student's progress monitoring results that was~~  
415 ~~administered no later than the first 30 instructional days in~~  
416 ~~accordance with paragraph (2) (a). The methodology for~~  
417 ~~determining a student's readiness for kindergarten shall be~~  
418 ~~developed by the department and aligned to the methodology~~  
419 ~~adopted pursuant to s. 1002.68(4).~~

420 ~~(d) Identify the educational strengths and needs of~~  
421 ~~students in the Voluntary Prekindergarten Education Program~~  
422 ~~through grade 3.~~

423 ~~(e) Provide teachers with progress monitoring data to~~  
424 ~~provide timely interventions and supports pursuant to s.~~  
425 ~~1008.25(4).~~

426 ~~(f) Assess how well educational goals and curricular~~  
427 ~~standards are met at the provider, school, district, and state~~  
428 ~~levels.~~

429 ~~(g) Provide information to aid in the evaluation and~~  
430 ~~development of educational programs and policies.~~

431 ~~(2) The Commissioner of Education shall design a statewide,~~  
432 ~~standardized coordinated screening and progress monitoring~~  
433 ~~program to assess early literacy and mathematics skills and the~~  
434 ~~English Language Arts and mathematics standards established in~~  
435 ~~ss. 1002.67(1) (a) and 1003.41, respectively. The coordinated~~

20221048er

436 ~~screening and progress monitoring program must provide interval~~  
437 ~~level and norm-referenced data that measures equivalent levels~~  
438 ~~of growth; be a developmentally appropriate, valid, and reliable~~  
439 ~~direct assessment; be able to capture data on students who may~~  
440 ~~be performing below grade or developmental level and which may~~  
441 ~~enable the identification of early indicators of dyslexia or~~  
442 ~~other developmental delays; accurately measure the core content~~  
443 ~~in the applicable grade level standards; document learning gains~~  
444 ~~for the achievement of these standards; and provide teachers~~  
445 ~~with progress monitoring supports and materials that enhance~~  
446 ~~differentiated instruction and parent communication.~~

447 ~~Participation in the coordinated screening and progress~~  
448 ~~monitoring program is mandatory for all students in the~~  
449 ~~Voluntary Prekindergarten Education Program and enrolled in a~~  
450 ~~public school in kindergarten through grade 3. The coordinated~~  
451 ~~screening and progress monitoring program shall be implemented~~  
452 ~~beginning in the 2022-2023 school year for students in the~~  
453 ~~Voluntary Prekindergarten Education Program and kindergarten~~  
454 ~~students, as follows:~~

455 ~~(a) The coordinated screening and progress monitoring~~  
456 ~~program shall be administered within the first 30 days after~~  
457 ~~enrollment, midyear, and within the last 30 days of the program~~  
458 ~~or school year, in accordance with the rules adopted by the~~  
459 ~~State Board of Education. The state board may adopt alternate~~  
460 ~~timeframes to address nontraditional school year calendars or~~  
461 ~~summer programs to ensure the coordinated screening and progress~~  
462 ~~monitoring program is administered a minimum of three times~~  
463 ~~within a year or program.~~

464 ~~(b) The results of the coordinated screening and progress~~

20221048er

465 ~~monitoring program shall be reported to the department, in~~  
466 ~~accordance with the rules adopted by the state board, and~~  
467 ~~maintained in the department's educational data warehouse.~~

468 ~~(3) The Commissioner of Education shall:~~

469 ~~(a) Develop a plan, in coordination with the Council for~~  
470 ~~Early Grade Success, for implementing the coordinated screening~~  
471 ~~and progress monitoring program in consideration of timelines~~  
472 ~~for implementing new early literacy and mathematics skills and~~  
473 ~~the English Language Arts and mathematics standards established~~  
474 ~~in ss. 1002.67(1)(a) and 1003.41, as appropriate.~~

475 ~~(b) Provide data, reports, and information as requested to~~  
476 ~~the Council for Early Grade Success.~~

477 ~~(1)~~(4) The Council for Early Grade Success, a council as  
478 defined in s. 20.03(7), is created within the Department of  
479 Education to oversee the coordinated screening and progress  
480 monitoring program under s. 1008.25(8) for students in the  
481 Voluntary Prekindergarten Education Program through grade 3 and,  
482 except as otherwise provided in this section, shall operate  
483 consistent with s. 20.052.

484 (a) The council shall be responsible for reviewing the  
485 implementation of, training for, and outcomes from the  
486 coordinated screening and progress monitoring program to provide  
487 recommendations to the department that support grade 3 students  
488 reading at or above grade level. The council, at a minimum,  
489 shall:

490 1. Provide recommendations on the implementation of the  
491 coordinated screening and progress monitoring program, including  
492 reviewing any procurement solicitation documents and criteria  
493 before being published.

20221048er

494 2. Develop training plans and timelines for such training.

495 3. Identify appropriate personnel, processes, and  
496 procedures required for the administration of the coordinated  
497 screening and progress monitoring program.

498 4. Provide input on the methodology for calculating a  
499 provider's or school's performance metric and designations under  
500 s. 1002.68(4).

501 5. Work with the department to review the methodology for  
502 determining a child's kindergarten readiness.

503 6. Review data on age-appropriate learning gains by grade  
504 level that a student would need to attain in order to  
505 demonstrate proficiency in reading by grade 3.

506 7. Continually review anonymized data from the results of  
507 the coordinated screening and progress monitoring program for  
508 students in the Voluntary Prekindergarten Education Program  
509 through grade 3 to help inform recommendations to the department  
510 that support practices that will enable grade 3 students to read  
511 at or above grade level.

512 (b) The council shall be composed of 17 members who are  
513 residents of this ~~the~~ state and appointed as follows:

514 1. Three members appointed by the Governor, as follows:

515 a. One representative from the Department of Education.

516 b. One parent of a child who is 4 to 9 years of age.

517 c. One representative that is an elementary school  
518 administrator.

519 2. Seven members appointed by the President of the Senate,  
520 as follows:

521 a. One senator who serves at the pleasure of the President  
522 of the Senate.

20221048er

- 523           b. One representative of an urban school district.
- 524           c. One representative of a rural early learning coalition.
- 525           d. One representative of a faith-based early learning  
526 provider who offers the Voluntary Prekindergarten Education  
527 Program.
- 528           e. One representative who is a second grade teacher who has  
529 at least 5 years of teaching experience.
- 530           f. Two representatives with subject matter expertise in  
531 early learning, early grade success, or child assessments.
- 532           3. Seven members appointed by the Speaker of the House of  
533 Representatives, as follows:
- 534           a. One member of the House of Representatives who serves at  
535 the pleasure of the Speaker of the House.
- 536           b. One representative of a rural school district.
- 537           c. One representative of an urban early learning coalition.
- 538           d. One representative of an early learning provider who  
539 offers the Voluntary Prekindergarten Education Program.
- 540           e. One member who is a kindergarten teacher who has at  
541 least 5 years of teaching experience.
- 542           f. Two representatives with subject matter expertise in  
543 early learning, early grade success, or child assessment.
- 544           4. The four representatives with subject matter expertise  
545 in sub-subparagraphs 2.f. and 3.f. may not be direct  
546 stakeholders within the early learning or public school systems.
- 547           (2) The Commissioner of Education shall:
- 548           (a) Develop a plan, in coordination with the Council for  
549 Early Grade Success, for implementing the coordinated screening  
550 and progress monitoring program in consideration of timelines  
551 for implementing new early literacy and mathematics skills and

20221048er

552 the English Language Arts and mathematics standards established  
553 in ss. 1002.67(1)(a) and 1003.41, as appropriate.

554 (b) Provide data, reports, and information as requested to  
555 the Council for Early Grade Success.

556 (3)~~(5)~~ The council shall elect a chair and vice chair, one  
557 of whom must be a member who has subject matter expertise in  
558 early learning, early grade success, or child assessments. The  
559 vice chair must be a member appointed by the President of the  
560 Senate or the Speaker of the House of Representatives who is not  
561 one of the four members with subject matter expertise in early  
562 learning, early grade success, or child assessments appointed  
563 pursuant to sub-subparagraphs (1)(b)2.f. and 3.f. ~~(4)(b)2.f. and~~  
564 ~~3.f.~~ Members of the council shall serve without compensation but  
565 are entitled to reimbursement for per diem and travel expenses  
566 pursuant to s. 112.061.

567 Section 12. Present subsection (13) of section 1008.22,  
568 Florida Statutes, is redesignated as subsection (14), a new  
569 subsection (13) is added to that section, and subsections (3)  
570 and (6) and paragraphs (a), (b), (c), (e), (g), (h), and (i) of  
571 subsection (7) of that section are amended, to read:

572 1008.22 Student assessment program for public schools.—

573 (3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The  
574 Commissioner of Education shall design and implement a  
575 statewide, standardized assessment program aligned to the core  
576 curricular content established in the ~~Next Generation Sunshine~~  
577 state academic standards. The commissioner also must develop or  
578 select and implement a common battery of assessment tools that  
579 will be used in all juvenile justice education programs in the  
580 state. These tools must accurately measure the core curricular

20221048er

581 content established in the ~~Next Generation Sunshine~~ state  
582 academic standards. Participation in the assessment program is  
583 mandatory for all school districts and all students attending  
584 public schools, including adult students seeking a standard high  
585 school diploma under s. 1003.4282 and students in Department of  
586 Juvenile Justice education programs, except as otherwise  
587 provided by law. If a student does not participate in the  
588 assessment program, the school district must notify the  
589 student's parent and provide the parent with information  
590 regarding the implications of such nonparticipation. The  
591 statewide, standardized assessment program shall be designed and  
592 implemented as follows:

593 (a) *Statewide, standardized comprehensive assessments.*—

594 1. The statewide, standardized English Language Arts (ELA)  
595 assessments shall be administered to students in grades 3  
596 through 10. Retake opportunities for the grade 10 ELA assessment  
597 must be provided. Reading passages and writing prompts for ELA  
598 assessments shall incorporate grade-level core curricula content  
599 from social studies. The statewide, standardized Mathematics  
600 assessments shall be administered annually in grades 3 through  
601 8. The statewide, standardized Science assessment shall be  
602 administered annually at least once at the elementary and middle  
603 grades levels. In order to earn a standard high school diploma,  
604 a student who has not earned a passing score on the grade 10 ELA  
605 assessment must earn a passing score on the assessment retake or  
606 earn a concordant score as authorized under subsection (9).

607 ~~Statewide, standardized ELA and Mathematics assessments in~~  
608 ~~grades 3 through 6 must be delivered in a paper-based format.~~

609 2. Beginning with the 2022-2023 school year, the end-of-

20221048er

610 year comprehensive progress monitoring assessment administered  
611 pursuant to s. 1008.25(8)(b)2. is the statewide, standardized  
612 ELA assessment for students in grades 3 through 10 and the  
613 statewide, standardized Mathematics assessment for students in  
614 grades 3 through 8.

615 (b) *End-of-course (EOC) assessments.*—EOC assessments must  
616 be statewide, standardized, and developed or approved by the  
617 Department of Education as follows:

618 1. EOC assessments for Algebra I, Geometry, Biology I,  
619 United States History, and Civics shall be administered to  
620 students enrolled in such courses as specified in the course  
621 code directory.

622 2. Students enrolled in a course, as specified in the  
623 course code directory, with an associated statewide,  
624 standardized EOC assessment must take the EOC assessment for  
625 such course and may not take the corresponding subject or grade-  
626 level statewide, standardized assessment pursuant to paragraph  
627 (a). Sections 1003.4156 and 1003.4282 govern the use of  
628 statewide, standardized EOC assessment results for students.

629 3. The commissioner may select one or more nationally  
630 developed comprehensive examinations, which may include  
631 examinations for a College Board Advanced Placement course,  
632 International Baccalaureate course, or Advanced International  
633 Certificate of Education course, or industry-approved  
634 examinations to earn national industry certifications identified  
635 in the CAPE Industry Certification Funding List, for use as EOC  
636 assessments under this paragraph if the commissioner determines  
637 that the content knowledge and skills assessed by the  
638 examinations meet or exceed the grade-level expectations for the

20221048er

639 core curricular content established for the course in the ~~Next~~  
640 ~~Generation Sunshine~~ state academic standards. Use of any such  
641 examination as an EOC assessment must be approved by the state  
642 board in rule.

643 4. Contingent upon funding provided in the General  
644 Appropriations Act, including the appropriation of funds  
645 received through federal grants, the commissioner may establish  
646 an implementation schedule for the development and  
647 administration of additional statewide, standardized EOC  
648 assessments that must be approved by the state board in rule. If  
649 approved by the state board, student performance on such  
650 assessments constitutes 30 percent of a student's final course  
651 grade.

652 5. All statewide, standardized EOC assessments must be  
653 administered online except as otherwise provided in paragraph  
654 (d).

655 6. A student enrolled in an Advanced Placement (AP),  
656 International Baccalaureate (IB), or Advanced International  
657 Certificate of Education (AICE) course who takes the respective  
658 AP, IB, or AICE assessment and earns the minimum score necessary  
659 to earn college credit, as identified in s. 1007.27(2), meets  
660 the requirements of this paragraph and does not have to take the  
661 EOC assessment for the corresponding course.

662 (c) *Nationally recognized high school assessments.*—Each  
663 school district shall, by the 2021-2022 school year and subject  
664 to appropriation, select either the SAT or ACT for districtwide  
665 administration to each public school student in grade 11,  
666 including students attending public high schools, alternative  
667 schools, and Department of Juvenile Justice education programs.

20221048er

668 (d) *Students with disabilities; Florida Alternate*  
669 *Assessment.*—

670 1. Each district school board must provide instruction to  
671 prepare students with disabilities in the core content knowledge  
672 and skills necessary for successful grade-to-grade progression  
673 and high school graduation.

674 2. A student with a disability, as defined in s. 1007.02,  
675 for whom the individual education plan (IEP) team determines  
676 that the statewide, standardized assessments under this section  
677 cannot accurately measure the student's abilities, taking into  
678 consideration all allowable accommodations, shall have  
679 assessment results waived for the purpose of receiving a course  
680 grade and a standard high school diploma. Such waiver shall be  
681 designated on the student's transcript. The statement of waiver  
682 shall be limited to a statement that performance on an  
683 assessment was waived for the purpose of receiving a course  
684 grade or a standard high school diploma, as applicable.

685 3. The State Board of Education shall adopt rules, based  
686 upon recommendations of the commissioner, for the provision of  
687 assessment accommodations for students with disabilities and for  
688 students who have limited English proficiency.

689 a. Accommodations that negate the validity of a statewide,  
690 standardized assessment are not allowed during the  
691 administration of the assessment. However, instructional  
692 accommodations are allowed in the classroom if identified in a  
693 student's IEP. Students using instructional accommodations in  
694 the classroom that are not allowed on a statewide, standardized  
695 assessment may have assessment results waived if the IEP team  
696 determines that the assessment cannot accurately measure the

20221048er

697 student's abilities.

698       b. If a student is provided with instructional  
699 accommodations in the classroom that are not allowed as  
700 accommodations for statewide, standardized assessments, the  
701 district must inform the parent in writing and provide the  
702 parent with information regarding the impact on the student's  
703 ability to meet expected performance levels. A parent must  
704 provide signed consent for a student to receive classroom  
705 instructional accommodations that would not be available or  
706 permitted on a statewide, standardized assessment and  
707 acknowledge in writing that he or she understands the  
708 implications of such instructional accommodations.

709       c. If a student's IEP states that online administration of  
710 a statewide, standardized assessment will significantly impair  
711 the student's ability to perform, the assessment shall be  
712 administered in hard copy.

713       4. For students with significant cognitive disabilities,  
714 the Department of Education shall provide for implementation of  
715 the Florida Alternate Assessment to accurately measure the core  
716 curricular content established in the ~~Next Generation Sunshine~~  
717 state academic standards.

718       (e) *Assessment scores and achievement levels.*—

719       1. All statewide, standardized EOC assessments and ELA,  
720 Mathematics, and Science assessments shall use scaled scores and  
721 achievement levels. Achievement levels shall range from 1  
722 through 5, with level 1 being the lowest achievement level,  
723 level 5 being the highest achievement level, and level 3  
724 indicating grade-level ~~satisfactory~~ performance on an  
725 assessment.

20221048er

726           2. The state board shall designate by rule a passing score,  
727 indicating grade-level performance, for each statewide,  
728 standardized assessment.

729           3. If the commissioner seeks to revise a statewide,  
730 standardized assessment and the revisions require the state  
731 board to modify performance level scores, including the passing  
732 score, the commissioner shall provide a copy of the proposed  
733 scores and implementation plan to the President of the Senate  
734 and the Speaker of the House of Representatives at least 45 ~~90~~  
735 days before submission to the state board for review. Until the  
736 state board adopts the modifications by rule, the commissioner  
737 shall use calculations for scoring the assessment that adjust  
738 student scores on the revised assessment for statistical  
739 equivalence to student scores on the former assessment. The  
740 state board shall adopt by rule the passing score for the  
741 revised assessment that is statistically equivalent to the  
742 passing score on the discontinued assessment for a student who  
743 is required to attain a passing score on the discontinued  
744 assessment. The commissioner may, with approval of the state  
745 board, discontinue administration of the former assessment upon  
746 the graduation, based on normal student progression, of students  
747 participating in the final regular administration of the former  
748 assessment. If the commissioner revises a statewide,  
749 standardized assessment and the revisions require the state  
750 board to modify the passing score, only students taking the  
751 assessment for the first time after the rule is adopted are  
752 affected.

753           (f) *Prohibited activities.*—A district school board shall  
754 prohibit each public school from suspending a regular program of

20221048er

755 curricula for purposes of administering practice assessments or  
756 engaging in other assessment-preparation activities for a  
757 statewide, standardized assessment. However, a district school  
758 board may authorize a public school to engage in the following  
759 assessment-preparation activities:

760 1. Distributing to students sample assessment books and  
761 answer keys published by the Department of Education.

762 2. Providing individualized instruction in assessment-  
763 taking strategies, without suspending the school's regular  
764 program of curricula, for a student who scores Level 1 or Level  
765 2 on a prior administration of an assessment.

766 3. Providing individualized instruction in the content  
767 knowledge and skills assessed, without suspending the school's  
768 regular program of curricula, for a student who scores Level 1  
769 or Level 2 on a prior administration of an assessment or a  
770 student who, through a diagnostic assessment administered by the  
771 school district, is identified as having a deficiency in the  
772 content knowledge and skills assessed.

773 4. Administering a practice assessment or engaging in other  
774 assessment-preparation activities that are determined necessary  
775 to familiarize students with the organization of the assessment,  
776 the format of assessment items, and the assessment directions or  
777 that are otherwise necessary for the valid and reliable  
778 administration of the assessment, as set forth in rules adopted  
779 by the State Board of Education with specific reference to this  
780 paragraph.

781 (g) *Contracts for assessments.*—The commissioner shall  
782 provide for the assessments to be developed or obtained, as  
783 appropriate, through contracts and project agreements with

20221048er

784 private vendors, public vendors, public agencies, postsecondary  
785 educational institutions, or school districts. The commissioner  
786 may enter into contracts for the continued administration of the  
787 assessments authorized and funded by the Legislature. Contracts  
788 may be initiated in 1 fiscal year and continue into the next  
789 fiscal year and may be paid from the appropriations of either or  
790 both fiscal years. The commissioner may negotiate for the sale  
791 or lease of tests, scoring protocols, test scoring services, and  
792 related materials developed pursuant to law.

793 (6) LOCAL ASSESSMENT OF STUDENT PERFORMANCE ON STATE  
794 STANDARDS.—Measurement of student performance is the  
795 responsibility of school districts except in those subjects and  
796 grade levels measured under the statewide, standardized  
797 assessment program described in this section and the coordinated  
798 screening and progress monitoring system under s. 1008.25(8).  
799 When available, instructional personnel must be provided with  
800 information on student achievement of standards and benchmarks  
801 in order to improve instruction.

802 (7) ASSESSMENT SCHEDULES AND REPORTING OF RESULTS.—

803 (a) The Commissioner of Education shall establish schedules  
804 for the administration of statewide, standardized assessments  
805 and the reporting of student assessment results. The  
806 commissioner shall consider the observance of religious and  
807 school holidays when developing the schedules. The assessment  
808 and reporting schedules must provide the earliest possible  
809 reporting of student assessment results to the school districts.  
810 Assessment results for the statewide, standardized ELA and  
811 Mathematics assessments and all statewide, standardized EOC  
812 assessments must be made available no later than June 30, except

20221048er

813 for results for the grade 3 statewide, standardized ELA  
814 assessment, which must be made available no later than May 31.  
815 Beginning with the 2023-2024 school year, assessment results for  
816 the statewide, standardized ELA and Mathematics assessments must  
817 be available no later than May 31. School districts shall  
818 administer statewide, standardized assessments in accordance  
819 with the schedule established by the commissioner.

820 (b) By January of each year, the commissioner shall publish  
821 on the department's website a uniform calendar that includes the  
822 assessment and reporting schedules for, at a minimum, the next 2  
823 school years. The uniform calendar must be provided to school  
824 districts in an electronic format that allows each school  
825 district and public school to populate the calendar with, at  
826 minimum, the following information for reporting the district  
827 assessment schedules under paragraph (d):

828 1. Whether the assessment is a district-required assessment  
829 or a state-required assessment.

830 2. The specific date or dates that each assessment will be  
831 administered, including administrations of the coordinated  
832 screening and progress monitoring system under s. 1008.25(8)(b).

833 3. The time allotted to administer each assessment.

834 4. Whether the assessment is a computer-based assessment or  
835 a paper-based assessment.

836 5. The grade level or subject area associated with the  
837 assessment.

838 6. The date that the assessment results are expected to be  
839 available to teachers and parents.

840 7. The type of assessment, the purpose of the assessment,  
841 and the use of the assessment results.

20221048er

842 8. A glossary of assessment terminology.

843 9. Estimates of average time for administering state-  
844 required and district-required assessments, by grade level.

845 (c) The spring administration of the statewide,  
846 standardized assessments in paragraphs (3) (a) and (b), excluding  
847 assessment retakes, must be in accordance with the following  
848 schedule:

849 1. The grade 3 statewide, standardized ELA assessment and  
850 the writing portion of the statewide, standardized ELA  
851 assessment must be administered no earlier than April 1 each  
852 year within an assessment window not to exceed 2 weeks.

853 2. With the exception of assessments identified in  
854 subparagraph 1., any statewide, standardized assessment that is  
855 delivered in a paper-based format must be administered no  
856 earlier than May 1 each year within an assessment window not to  
857 exceed 2 weeks.

858 3. With the exception of assessments identified in  
859 subparagraphs 1. and 2., any statewide, standardized assessment  
860 must be administered within a 4-week assessment window that  
861 opens no earlier than May 1 each year.

862 (e) A school district may not schedule more than 5 percent  
863 of a student's total school hours in a school year to administer  
864 statewide, standardized assessments, the coordinated screening  
865 and progress monitoring system under s. 1008.25(8)(b)2., and  
866 district-required local assessments. The district must secure  
867 written consent from a student's parent before administering  
868 district-required local assessments that, after applicable  
869 statewide, standardized assessments and coordinated screening  
870 and progress monitoring are scheduled, exceed the 5 percent test

20221048er

871 administration limit for that student under this paragraph. The  
872 5 percent test administration limit for a student under this  
873 paragraph may be exceeded as needed to provide test  
874 accommodations that are required by an IEP or are appropriate  
875 for an English language learner who is currently receiving  
876 services in a program operated in accordance with an approved  
877 English language learner district plan pursuant to s. 1003.56.  
878 Notwithstanding this paragraph, a student may choose within a  
879 school year to take an examination or assessment adopted by  
880 State Board of Education rule pursuant to this section and ss.  
881 1007.27, 1008.30, and 1008.44.

882 (g) A school district must provide a student's performance  
883 results on district-required local assessments to the student's  
884 teachers and parent within 1 week ~~and to the student's parents~~  
885 ~~no later than 30 days~~ after administering such assessments,  
886 unless the superintendent determines in writing that extenuating  
887 circumstances exist and reports the extenuating circumstances to  
888 the district school board. Results must be made available  
889 through a web-based portal as part of the school district's  
890 student information system and in a printed format upon request  
891 by a student's parent.

892 (h) The results of statewide, standardized assessment in  
893 ELA and mathematics, science, and social studies, including  
894 assessment retakes, shall be reported in an easy-to-read and  
895 understandable format and delivered in time to provide useful,  
896 actionable information to students, parents, and each student's  
897 current teacher of record and teacher of record for the  
898 subsequent school year; however, in any case, the district shall  
899 provide the results pursuant to this paragraph within 1 week

20221048er

900 after receiving the results from the department. A report of  
901 student assessment results must, at a minimum, contain:

902 1. A clear explanation of the student's performance on the  
903 applicable statewide, standardized assessments.

904 2. Information identifying the student's areas of strength  
905 and areas in need of improvement.

906 3. Specific actions that may be taken, and the available  
907 resources that may be used, by the student's parent to assist  
908 his or her child based on the student's areas of strength and  
909 areas in need of improvement.

910 4. Longitudinal information, if available, on the student's  
911 progress in each subject area based on previous statewide,  
912 standardized assessment data.

913 5. Comparative information showing the student's score  
914 compared to other students in the school district, in the state,  
915 or, if available, in other states.

916 6. Predictive information, if available, showing the  
917 linkage between the scores attained by the student on the  
918 statewide, standardized assessments and the scores he or she may  
919 potentially attain on nationally recognized college entrance  
920 examinations.

921  
922 The information included under this paragraph relating to  
923 results from the statewide, standardized ELA assessments for  
924 grades 3 through 10 and Mathematics assessments for grades 3  
925 through 8 must be included in individual student reports under  
926 s. 1008.25(8)(c).

927 (i) The State Board of Education shall adopt rules for the  
928 development of the uniform calendar that, at minimum, define

20221048er

929 terms that must be used in the calendar to describe various  
930 assessments, including the terms "progress monitoring,"  
931 "summative assessment," "formative assessment," and "interim  
932 assessment."

933 (13) INDEPENDENT REVIEW.—By January 31, 2025, the  
934 Commissioner of Education shall provide recommendations to the  
935 Governor, the President of the Senate, and the Speaker of the  
936 House of Representatives based on an independent review of the  
937 coordinated screening and progress monitoring system under s.  
938 1008.25(8). At a minimum, the review and recommendations must  
939 address:

940 (a) The feasibility and validity of using results from  
941 either the first or second administration of progress  
942 monitoring, or both, in lieu of using the comprehensive, end-of-  
943 year progress monitoring assessment for purposes of  
944 demonstrating a passing score, promotion to grade 4, meeting  
945 graduation requirements, and calculating school grades in  
946 accordance with s. 1008.34.

947 (b) Options for further reducing the statewide,  
948 standardized assessment footprint while maintaining valid and  
949 reliable data for purposes of school accountability and  
950 providing school and student supports, including the use of  
951 computer-adaptive assessments, consistent with the requirements  
952 of the federal Elementary and Secondary Education Act, 20 U.S.C.  
953 ss. 6301 et seq. and its implementing regulations.

954 (c) The feasibility and validity of remotely administering  
955 statewide, standardized assessments and the coordinated  
956 screening and progress monitoring system.

957 (d) Accelerating student progression based on results from

20221048er

958 the coordinated screening and progress monitoring system, as  
959 academically and developmentally appropriate.

960 (e) The incorporation of content from ELA instructional  
961 materials adopted by the Commissioner of Education pursuant to  
962 s. 1006.34 in test items within the coordinated screening and  
963 progress monitoring system under s. 1008.25(8).

964 (f) The impact of the coordinated screening and progress  
965 monitoring system on student learning growth data as measured by  
966 the formula approved under s. 1012.34(7).

967

968 This subsection is repealed July 1, 2025.

969 Section 13. Section 1008.25, Florida Statutes, is amended  
970 to read:

971 1008.25 Public school student progression; student support;  
972 coordinated screening and progress monitoring; reporting  
973 requirements.—

974 (1) INTENT.—It is the intent of the Legislature that each  
975 student's progression from one grade to another be determined,  
976 in part, upon satisfactory performance in English Language Arts,  
977 social studies, science, and mathematics; that district school  
978 board policies facilitate student achievement; that each student  
979 and his or her parent be informed of that student's academic  
980 progress; and that students have access to educational options  
981 that provide academically challenging coursework or accelerated  
982 instruction pursuant to s. 1002.3105.

983 (2) STUDENT PROGRESSION PLAN.—Each district school board  
984 shall establish a comprehensive plan for student progression  
985 which must provide for a student's progression from one grade to  
986 another based on the student's mastery of the standards in s.

20221048er

987 1003.41, specifically English Language Arts, mathematics,  
988 science, and social studies standards. The plan must:

989 (a) Include criteria that emphasize student reading  
990 proficiency in kindergarten through grade 3 and provide targeted  
991 instructional support for students with identified deficiencies  
992 in English Language Arts, mathematics, science, and social  
993 studies. High schools shall use all available assessment  
994 results, including the results of statewide, standardized  
995 English Language Arts assessments and end-of-course assessments  
996 for Algebra I and Geometry, to advise students of any identified  
997 deficiencies and to provide appropriate postsecondary  
998 preparatory instruction before high school graduation. The  
999 results of evaluations used to monitor a student's progress in  
1000 grades K-12 must be provided to the student's teacher in a  
1001 timely manner and as otherwise required by law. Thereafter,  
1002 evaluation results must be provided to the student's parent in a  
1003 timely manner. When available, instructional personnel must be  
1004 provided with information on student achievement of standards  
1005 and benchmarks in order to improve instruction.

1006 (b)1. List the student eligibility and procedural  
1007 requirements established by the school district for whole-grade  
1008 promotion, midyear promotion, and subject-matter acceleration  
1009 that would result in a student attending a different school,  
1010 pursuant to s. 1002.3105(2) (b).

1011 2. Notify parents and students of the school district's  
1012 process by which a parent may request student participation in  
1013 whole-grade promotion, midyear promotion, or subject-matter  
1014 acceleration that would result in a student attending a  
1015 different school, pursuant to s. 1002.3105(4) (b)2.

20221048er

1016 (c)1. Advise parents and students that additional ACCEL  
1017 options may be available at the student's school, pursuant to s.  
1018 1002.3105.

1019 2. Advise parents and students to contact the principal at  
1020 the student's school for information related to student  
1021 eligibility requirements for whole-grade promotion, midyear  
1022 promotion, and subject-matter acceleration when the promotion or  
1023 acceleration occurs within the principal's school; virtual  
1024 instruction in higher grade level subjects; and any other ACCEL  
1025 options offered by the principal, pursuant to s.  
1026 1002.3105(2) (a).

1027 3. Advise parents and students to contact the principal at  
1028 the student's school for information related to the school's  
1029 process by which a parent may request student participation in  
1030 whole-grade promotion, midyear promotion, and subject-matter  
1031 acceleration when the promotion or acceleration occurs within  
1032 the principal's school; virtual instruction in higher grade  
1033 level subjects; and any other ACCEL options offered by the  
1034 principal, pursuant to s. 1002.3105(4) (b)1.

1035 (d) Advise parents and students of the early graduation  
1036 options under s. 1003.4281.

1037 (e) List, or incorporate by reference, all dual enrollment  
1038 courses contained within the dual enrollment articulation  
1039 agreement established pursuant to s. 1007.271(21).

1040 (f) Provide instructional sequences by which students in  
1041 kindergarten through high school may attain progressively higher  
1042 levels of skill in the use of digital tools and applications.  
1043 The instructional sequences must include participation in  
1044 curricular and instructional options and the demonstration of

20221048er

1045 competence of standards required pursuant to ss. 1003.41 and  
1046 1003.4203 through attainment of industry certifications and  
1047 other means of demonstrating credit requirements identified  
1048 under ss. 1002.3105, 1003.4203, and 1003.4282.

1049 (3) ALLOCATION OF RESOURCES.—District school boards shall  
1050 allocate remedial and supplemental instruction resources to  
1051 students in the following priority:

1052 (a) Students in kindergarten through grade 3 who have a  
1053 substantial deficiency in reading as determined in paragraph  
1054 (5) (a).

1055 (b) Students who fail to meet performance levels required  
1056 for promotion consistent with the district school board's plan  
1057 for student progression required in subsection (2).

1058 (4) ASSESSMENT AND SUPPORT.—

1059 (a) Each student must participate in the statewide,  
1060 standardized assessment program required under s. 1008.22 and  
1061 the ~~Voluntary Prekindergarten Education Program through grade 8~~  
1062 coordinated screening and progress monitoring system required  
1063 under subsection (8). Each student who does not achieve a Level  
1064 3 or above on the statewide, standardized English Language Arts  
1065 assessment, the statewide, standardized Mathematics assessment,  
1066 or the Algebra I EOC assessment must be evaluated to determine  
1067 the nature of the student's difficulty, the areas of academic  
1068 need, and strategies for providing academic supports to improve  
1069 the student's performance.

1070 (b) A student who is not meeting the school district or  
1071 state requirements for satisfactory performance in English  
1072 Language Arts and mathematics must be covered by one of the  
1073 following plans:

20221048er

1074 1. A federally required student plan such as an individual  
1075 education plan;

1076 2. A schoolwide system of progress monitoring for all  
1077 students, except a student who scores Level 4 or above on the  
1078 English Language Arts and Mathematics assessments may be  
1079 exempted from participation by the principal; or

1080 3. An individualized progress monitoring plan.

1081 (c) A student who has a substantial reading deficiency as  
1082 determined in paragraph (5) (a) must be covered by a federally  
1083 required student plan, such as an individual education plan or  
1084 an individualized progress monitoring plan, or both, as  
1085 necessary.

1086 (5) READING DEFICIENCY AND PARENTAL NOTIFICATION.—

1087 (a) Any student in kindergarten through grade 3 who  
1088 exhibits a substantial deficiency in reading based upon  
1089 screening, diagnostic, progress monitoring, or assessment data;  
1090 statewide assessments; or teacher observations must be provided  
1091 intensive, explicit, systematic, and multisensory reading  
1092 interventions immediately following the identification of the  
1093 reading deficiency. A school may not wait for a student to  
1094 receive a failing grade at the end of a grading period to  
1095 identify the student as having a substantial reading deficiency  
1096 and initiate intensive reading interventions. In addition, a  
1097 school may not wait until an evaluation conducted pursuant to s.  
1098 1003.57 is completed to provide appropriate, evidence-based  
1099 interventions for a student whose parent submits documentation  
1100 from a professional licensed under chapter 490 which  
1101 demonstrates that the student has been diagnosed with dyslexia.  
1102 Such interventions must be initiated upon receipt of the

20221048er

1103 documentation and based on the student's specific areas of  
1104 difficulty as identified by the licensed professional. A  
1105 student's reading proficiency must be monitored and the  
1106 intensive interventions must continue until the student  
1107 demonstrates grade level proficiency in a manner determined by  
1108 the district, which may include achieving a Level 3 on the  
1109 statewide, standardized English Language Arts assessment. The  
1110 State Board of Education shall identify by rule guidelines for  
1111 determining whether a student in kindergarten through grade 3  
1112 has a substantial deficiency in reading.

1113 (b) A Voluntary Prekindergarten Education Program student  
1114 who exhibits a substantial deficiency in early literacy skills  
1115 in accordance with the standards under s. 1002.67(1)(a) and  
1116 based upon the results of the administration of the final  
1117 coordinated screening and progress monitoring under subsection  
1118 (8) ~~s. 1008.2125~~ shall be referred to the local school district  
1119 and may be eligible to receive intensive reading interventions  
1120 before participating in kindergarten. Such intensive reading  
1121 interventions shall be paid for using funds from the district's  
1122 evidence-based ~~research-based~~ reading instruction allocation in  
1123 accordance with s. 1011.62(8) ~~s. 1011.62(9)~~.

1124 (c) To be promoted to grade 4, a student must score a Level  
1125 2 or higher on the statewide, standardized English Language Arts  
1126 assessment required under s. 1008.22 for grade 3. If a student's  
1127 reading deficiency is not remedied by the end of grade 3, as  
1128 demonstrated by scoring Level 2 or higher on the statewide,  
1129 standardized assessment required under s. 1008.22 for grade 3,  
1130 the student must be retained.

1131 (d) The parent of any student who exhibits a substantial

20221048er

1132 deficiency in reading, as described in paragraph (a), must be  
1133 notified in writing of the following:

1134 1. That his or her child has been identified as having a  
1135 substantial deficiency in reading, including a description and  
1136 explanation, in terms understandable to the parent, of the exact  
1137 nature of the student's difficulty in learning and lack of  
1138 achievement in reading.

1139 2. A description of the current services that are provided  
1140 to the child.

1141 3. A description of the proposed intensive interventions  
1142 and supports that will be provided to the child that are  
1143 designed to remediate the identified area of reading deficiency.

1144 4. That if the child's reading deficiency is not remediated  
1145 by the end of grade 3, the child must be retained unless he or  
1146 she is exempt from mandatory retention for good cause.

1147 5. Strategies, including multisensory strategies, through a  
1148 read-at-home plan the parent can use in helping his or her child  
1149 succeed in reading. The read-at-home plan must provide access to  
1150 the resources identified in paragraph (e) ~~paragraph (d)~~.

1151 6. That the statewide, standardized English Language Arts  
1152 assessment is not the sole determiner of promotion and that  
1153 additional evaluations, portfolio reviews, and assessments are  
1154 available to the child to assist parents and the school district  
1155 in knowing when a child is reading at or above grade level and  
1156 ready for grade promotion.

1157 7. The district's specific criteria and policies for a  
1158 portfolio as provided in subparagraph (6)(b)4. and the evidence  
1159 required for a student to demonstrate mastery of Florida's  
1160 academic standards for English Language Arts. A school must

20221048er

1161 immediately begin collecting evidence for a portfolio when a  
1162 student in grade 3 is identified as being at risk of retention  
1163 or upon the request of the parent, whichever occurs first.

1164 8. The district's specific criteria and policies for  
1165 midyear promotion. Midyear promotion means promotion of a  
1166 retained student at any time during the year of retention once  
1167 the student has demonstrated ability to read at grade level.

1168 9. Information about the student's eligibility for the New  
1169 Worlds Reading Initiative under s. 1003.485 and information on  
1170 parent training modules and other reading engagement resources  
1171 available through the initiative.

1172  
1173 After initial notification, the school shall apprise the parent  
1174 at least monthly of the student's progress in response to the  
1175 intensive interventions and supports. Such communications must  
1176 be in writing and must explain any additional interventions or  
1177 supports that will be implemented to accelerate the student's  
1178 progress if the interventions and supports already being  
1179 implemented have not resulted in improvement.

1180 (e) The Department of Education shall compile resources  
1181 that each school district must incorporate into a read-at-home  
1182 plan provided to the parent of a student who is identified as  
1183 having a substantial reading deficiency pursuant to paragraph  
1184 (d) ~~paragraph (e)~~. The resources must be made available in an  
1185 electronic format that is accessible online and must include the  
1186 following:

1187 1. Developmentally appropriate, evidence-based strategies  
1188 and programming, including links to video training modules and  
1189 opportunities to sign up for at-home reading tips delivered

20221048er

1190 periodically via text and e-mail, which a parent can use to help  
1191 improve his or her child's literacy skills.

1192 2. An overview of the types of assessments used to identify  
1193 reading deficiencies and what those assessments measure or do  
1194 not measure, the frequency with which the assessments are  
1195 administered, and the requirements for interventions and  
1196 supports that districts must provide to students who do not make  
1197 adequate academic progress.

1198 3. An overview of the process for initiating and conducting  
1199 evaluations for exceptional education eligibility. The overview  
1200 must include an explanation that a diagnosis of a medical  
1201 condition alone is not sufficient to establish exceptional  
1202 education eligibility but may be used to document how that  
1203 condition relates to the student's eligibility determination and  
1204 may be disclosed in an eligible student's individual education  
1205 plan when necessary to inform school personnel responsible for  
1206 implementing the plan.

1207 4. Characteristics of conditions associated with learning  
1208 disorders, including dyslexia, dysgraphia, dyscalculia, and  
1209 developmental aphasia.

1210 5. A list of resources that support informed parent  
1211 involvement in decisionmaking processes for students who have  
1212 difficulty in learning.

1213  
1214 Upon the request of a parent, resources meeting the requirements  
1215 of this paragraph must be provided to the parent in a hardcopy  
1216 format.

1217 (6) ELIMINATION OF SOCIAL PROMOTION.—

1218 (a) No student may be assigned to a grade level based

20221048er

1219 solely on age or other factors that constitute social promotion.

1220 (b) The district school board may only exempt students from  
1221 mandatory retention, as provided in paragraph (5)(c), for good  
1222 cause. A student who is promoted to grade 4 with a good cause  
1223 exemption shall be provided intensive reading instruction and  
1224 intervention that include specialized diagnostic information and  
1225 specific reading strategies to meet the needs of each student so  
1226 promoted. The school district shall assist schools and teachers  
1227 with the implementation of explicit, systematic, and  
1228 multisensory reading instruction and intervention strategies for  
1229 students promoted with a good cause exemption which research has  
1230 shown to be successful in improving reading among students who  
1231 have reading difficulties. Good cause exemptions are limited to  
1232 the following:

1233 1. Limited English proficient students who have had less  
1234 than 2 years of instruction in an English for Speakers of Other  
1235 Languages program based on the initial date of entry into a  
1236 school in the United States.

1237 2. Students with disabilities whose individual education  
1238 plan indicates that participation in the statewide assessment  
1239 program is not appropriate, consistent with the requirements of  
1240 s. 1008.212.

1241 3. Students who demonstrate an acceptable level of  
1242 performance on an alternative standardized reading or English  
1243 Language Arts assessment approved by the State Board of  
1244 Education.

1245 4. A student who demonstrates through a student portfolio  
1246 that he or she is performing at least at Level 2 on the  
1247 statewide, standardized English Language Arts assessment.

20221048er

1248           5. Students with disabilities who take the statewide,  
1249 standardized English Language Arts assessment and who have an  
1250 individual education plan or a Section 504 plan that reflects  
1251 that the student has received intensive instruction in reading  
1252 or English Language Arts for more than 2 years but still  
1253 demonstrates a deficiency and was previously retained in  
1254 kindergarten, grade 1, grade 2, or grade 3.

1255           6. Students who have received intensive reading  
1256 intervention for 2 or more years but still demonstrate a  
1257 deficiency in reading and who were previously retained in  
1258 kindergarten, grade 1, grade 2, or grade 3 for a total of 2  
1259 years. A student may not be retained more than once in grade 3.

1260           (c) Requests for good cause exemptions for students from  
1261 the mandatory retention requirement as described in  
1262 subparagraphs (b)3. and 4. shall be made consistent with the  
1263 following:

1264           1. Documentation shall be submitted from the student's  
1265 teacher to the school principal that indicates that the  
1266 promotion of the student is appropriate and is based upon the  
1267 student's academic record. In order to minimize paperwork  
1268 requirements, such documentation shall consist only of the  
1269 existing progress monitoring plan, individual educational plan,  
1270 if applicable, report card, or student portfolio.

1271           2. The school principal shall review and discuss such  
1272 recommendation with the teacher and make the determination as to  
1273 whether the student should be promoted or retained. If the  
1274 school principal determines that the student should be promoted,  
1275 the school principal shall make such recommendation in writing  
1276 to the district school superintendent. The district school

20221048er

1277 superintendent shall accept or reject the school principal's  
1278 recommendation in writing.

1279 (7) SUCCESSFUL PROGRESSION FOR RETAINED THIRD GRADE  
1280 STUDENTS.—

1281 (a) Students retained under paragraph (5)(c) must be  
1282 provided intensive interventions in reading to ameliorate the  
1283 student's specific reading deficiency and prepare the student  
1284 for promotion to the next grade. These interventions must  
1285 include:

1286 1. Evidence-based, explicit, systematic, and multisensory  
1287 reading instruction in phonemic awareness, phonics, fluency,  
1288 vocabulary, and comprehension and other strategies prescribed by  
1289 the school district.

1290 2. Participation in the school district's summer reading  
1291 camp, which must incorporate the instructional and intervention  
1292 strategies under subparagraph 1.

1293 3. A minimum of 90 minutes of daily, uninterrupted reading  
1294 instruction incorporating the instructional and intervention  
1295 strategies under subparagraph 1. This instruction may include:

1296 a. Coordinated integration of content-rich texts in science  
1297 and civic literacy within the 90-minute block.

1298 b. Small group instruction.

1299 c. Reduced teacher-student ratios.

1300 d. More frequent progress monitoring.

1301 e. Tutoring or mentoring.

1302 f. Transition classes containing 3rd and 4th grade  
1303 students.

1304 g. Extended school day, week, or year.

1305 (b) Each school district shall:

20221048er

1306           1. Provide written notification to the parent of a student  
1307 who is retained under paragraph (5) (c) that his or her child has  
1308 not met the achievement ~~proficiency~~ level required for promotion  
1309 and the reasons the child is not eligible for a good cause  
1310 exemption as provided in paragraph (6) (b). The notification must  
1311 comply with paragraph (5) (d) and must include a description of  
1312 proposed interventions and supports that will be provided to the  
1313 child to remediate the identified areas of reading deficiency.

1314           2. Implement a policy for the midyear promotion of a  
1315 student retained under paragraph (5) (c) who can demonstrate that  
1316 he or she is a successful and independent reader and performing  
1317 at or above grade level in reading or, upon implementation of  
1318 English Language Arts assessments, performing at or above grade  
1319 level in English Language Arts. Tools that school districts may  
1320 use in reevaluating a student retained may include subsequent  
1321 assessments, alternative assessments, and portfolio reviews, in  
1322 accordance with rules of the State Board of Education. Students  
1323 promoted during the school year after November 1 must  
1324 demonstrate achievement ~~proficiency~~ levels in reading equivalent  
1325 to the level necessary for the beginning of grade 4. The rules  
1326 adopted by the State Board of Education must include standards  
1327 that provide a reasonable expectation that the student's  
1328 progress is sufficient to master appropriate grade 4 level  
1329 reading skills.

1330           3. Provide students who are retained under paragraph  
1331 (5) (c), including students participating in the school  
1332 district's summer reading camp under subparagraph (a)2., with a  
1333 highly effective teacher who is certified or endorsed in reading  
1334 and is rated highly effective as determined by the teacher's

20221048er

1335 performance evaluation under s. 1012.34, ~~and, beginning July 1,~~  
1336 ~~2020, the teacher must also be certified or endorsed in reading.~~

1337 4. Establish at each school, when applicable, an intensive  
1338 reading acceleration course for any student retained in grade 3  
1339 who was previously retained in kindergarten, grade 1, or grade  
1340 2. The intensive reading acceleration course must provide the  
1341 following:

1342 a. Uninterrupted reading instruction for the majority of  
1343 student contact time each day and opportunities to master the  
1344 grade 4 ~~Next Generation Sunshine~~ state academic standards in  
1345 other core subject areas through content-rich texts.

1346 b. Small group instruction.

1347 c. Reduced teacher-student ratios.

1348 d. The use of explicit, systematic, and multisensory  
1349 reading interventions, including intensive language, phonics,  
1350 and vocabulary instruction, and use of a speech-language  
1351 therapist if necessary, that have proven results in accelerating  
1352 student reading achievement within the same school year.

1353 e. A read-at-home plan.

1354 (8) COORDINATED SCREENING AND PROGRESS MONITORING SYSTEM.—

1355 (a) The Department of Education, in collaboration with the  
1356 Office of Early Learning, shall procure and require the use of a  
1357 statewide, standardized coordinated screening and progress  
1358 monitoring system for the Voluntary Prekindergarten Education  
1359 Program and public schools ~~servicing kindergarten through grade 8~~  
1360 ~~students~~. The system must:

1361 1. Measure student progress ~~in the Voluntary~~  
1362 ~~Prekindergarten Education Program through grade 8~~ in meeting the  
1363 appropriate expectations in early literacy and mathematics

20221048er

1364 skills and in English Language Arts and mathematics standards as  
1365 required by ss. 1002.67(1)(a) and 1003.41 and identify the  
1366 educational strengths and needs of students.

1367 2. For students in the Voluntary Prekindergarten Education  
1368 Program through grade 3, measure student performance in oral  
1369 language development, phonological and phonemic awareness,  
1370 knowledge of print and letters, decoding, fluency, vocabulary,  
1371 and comprehension, as applicable by grade level, and, at a  
1372 minimum, provide interval level and norm-referenced data that  
1373 measures equivalent levels of growth.

1374 3. Be a valid, reliable, and developmentally appropriate  
1375 computer-based ~~computer-adaptive~~ direct instrument that provides  
1376 screening and diagnostic capabilities for monitoring student  
1377 progress; identifies students who have a substantial deficiency  
1378 in reading, including identifying students with characteristics  
1379 of dyslexia and other learning disorders; and informs  
1380 instruction. Beginning with the 2023-2024 school year, the  
1381 coordinated screening and progress monitoring system must be  
1382 computer-adaptive.

1383 4. Provide data for Voluntary Prekindergarten Education  
1384 Program accountability as required under s. 1002.68 ~~s. 1002.67.~~

1385 5. Provide Voluntary Prekindergarten Education Program  
1386 providers, school districts, schools, ~~and~~ teachers, and parents  
1387 with data and resources that enhance differentiated instruction  
1388 and parent communication.

1389 6. Provide baseline data to the department of each  
1390 student's readiness for kindergarten. The determination of  
1391 kindergarten readiness must be based on the results of each  
1392 student's initial progress monitoring assessment in

20221048er

1393 kindergarten. The methodology for determining a student's  
1394 readiness for kindergarten must be developed by the department  
1395 and aligned to the methodology adopted pursuant to s.  
1396 1002.68(4).

1397 7. Assess how well educational goals and curricular  
1398 standards are met at the provider, school, district, and state  
1399 levels and provide information to the department to aid in the  
1400 development of educational programs, policies, and supports for  
1401 providers, districts, and schools.

1402 (b) Beginning with the 2022-2023 school year, private  
1403 Voluntary Prekindergarten Education Program providers and public  
1404 schools must participate in the coordinated screening and  
1405 progress monitoring system pursuant to this paragraph.

1406 1. For students in the Voluntary Prekindergarten Education  
1407 Program through grade 2, the coordinated screening and progress  
1408 monitoring system must be administered at least three times  
1409 within a program year or school year, as applicable, with the  
1410 first administration occurring no later than the first 30  
1411 instructional days after a student's enrollment or the start of  
1412 the program year or school year, the second administration  
1413 occurring midyear, and the third administration occurring within  
1414 the last 30 days of the program or school year pursuant to state  
1415 board rule. The state board may adopt alternate timeframes to  
1416 address nontraditional school year calendars or summer programs  
1417 to ensure the coordinated screening and progress monitoring  
1418 program is administered a minimum of three times within a year  
1419 or program.

1420 2. For grades 3 through 10 English Language Arts and grades  
1421 3 through 8 Mathematics, the coordinated screening and progress

20221048er

1422 monitoring system must be administered at the beginning, middle,  
1423 and end of the school year pursuant to state board rule. The  
1424 end-of-year administration of the coordinated screening and  
1425 progress monitoring system must be a comprehensive progress  
1426 monitoring assessment administered in accordance with the  
1427 scheduling requirements under s. 1008.22(7)(c).

1428 (c) To facilitate timely interventions and supports  
1429 pursuant to subsection (4), the system must provide results from  
1430 the first two administrations of the progress monitoring to a  
1431 student's teacher within 1 week and to the student's parent  
1432 within 2 weeks of the administration of the progress monitoring.  
1433 Delivery of results from the comprehensive, end-of-year progress  
1434 monitoring ELA assessment for grades 3 through 10 and  
1435 Mathematics assessment for grades 3 through 8 must be in  
1436 accordance with s. 1008.22(7)(h).

1437 1. A student's results from the coordinated screening and  
1438 progress monitoring system must be recorded in a written, easy-  
1439 to-comprehend individual student report. Each school district  
1440 shall provide a parent secure access to his or her child's  
1441 individual student reports through a web-based portal as part of  
1442 its student information system. Each early learning coalition  
1443 shall provide parents the individual student report in a format  
1444 determined by state board rule.

1445 2. In addition to the information under subparagraph (a)5.,  
1446 the report must also include parent resources that explain the  
1447 purpose of progress monitoring, assist the parent in  
1448 interpreting progress monitoring results, and support informed  
1449 parent involvement. Parent resources may include personalized  
1450 video formats.

20221048er

1451           3. The department shall annually update school districts  
1452 and early learning coalitions on new system features and  
1453 functionality and collaboratively identify with school districts  
1454 and early learning coalitions strategies for meaningfully  
1455 reporting to parents results from the coordinated screening and  
1456 progress monitoring system.

1457           4. An individual student report must be provided in a  
1458 printed format upon a parent's request

1459           ~~(c) A Voluntary Prekindergarten Education Program student~~  
1460 ~~who is at risk of being identified as having a substantial~~  
1461 ~~deficiency in early literacy skills, based upon results under~~  
1462 ~~this subsection, must be referred to the school district in~~  
1463 ~~which he or she resides and may be eligible to receive early~~  
1464 ~~literacy instruction and interventions after program completion~~  
1465 ~~and before participating in kindergarten. Such instruction and~~  
1466 ~~interventions may be paid for using funds from the school~~  
1467 ~~district's evidence-based reading instruction allocation in~~  
1468 ~~accordance with s. 1011.62(9).~~

1469           (d) Screening and progress monitoring system results,  
1470 including the number of students who demonstrate characteristics  
1471 of dyslexia, shall be reported to the department pursuant to  
1472 state board rule and maintained in the department's Education  
1473 Data Warehouse. Results must be provided to a student's teacher  
1474 and parent in a timely manner as required in s. 1008.22(7)(g).

1475           (e) The department, in collaboration with the Office of  
1476 Early Learning, shall provide training and support for effective  
1477 implementation of the screening and progress monitoring system.

1478           (9) ANNUAL REPORT.—

1479           (a) In addition to the requirements in paragraph (5)(c),

20221048er

1480 each district school board must annually report to the parent of  
1481 each student the progress of the student toward achieving state  
1482 and district expectations for proficiency in English Language  
1483 Arts, science, social studies, and mathematics. The district  
1484 school board must report to the parent the student's results on  
1485 each statewide, standardized assessment and the coordinated  
1486 screening and progress monitoring system under subsection (8).  
1487 The evaluation of each student's progress must be based upon the  
1488 student's classroom work, observations, tests, district and  
1489 state assessments, response to intensive interventions provided  
1490 under paragraph (5) (a), and other relevant information. Progress  
1491 reporting must be provided to the parent in writing in a format  
1492 adopted by the district school board and must be accessible  
1493 through secure, web-based options.

1494 (b) Each district school board must annually publish on the  
1495 district website ~~and in the local newspaper~~ the following  
1496 information on the prior school year:

1497 1. The provisions of this section relating to public school  
1498 student progression and the district school board's policies and  
1499 procedures on student retention and promotion.

1500 2. By grade, the number and percentage of all students in  
1501 grades 3 through 10 performing at Levels 1 and 2 on the  
1502 statewide, standardized English Language Arts assessment.

1503 3. By grade, the number and percentage of all students  
1504 retained in kindergarten through grade 10.

1505 4. Information on the total number of students who were  
1506 promoted for good cause, by each category of good cause as  
1507 specified in paragraph (6) (b).

1508 5. Any revisions to the district school board's policies

20221048er

1509 and procedures on student retention and promotion from the prior  
1510 year.

1511 (10) RULEMAKING.—The State Board of Education shall adopt  
1512 rules pursuant to ss. 120.536(1) and 120.54 for the  
1513 administration of this section.

1514 Section 14. Subsection (7) is added to section 1008.34,  
1515 Florida Statutes, to read:

1516 1008.34 School grading system; school report cards;  
1517 district grade.—

1518 (7) TRANSITION.—To assist in the transition to 2022-2023  
1519 school grades and district grades calculated based on the  
1520 comprehensive, end-of-year progress monitoring assessment under  
1521 s. 1008.25(8), the 2022-2023 school grades and district grades  
1522 shall serve as an informational baseline for schools and  
1523 districts to work toward improved performance in future years.  
1524 Accordingly, notwithstanding any other provision of law:

1525 (a) Due to the absence of learning gains data in the 2022-  
1526 2023 school year, the initial school grading scale for the 2022-  
1527 2023 informational baseline grades shall be set so that the  
1528 percentage of schools that earn an "A," "B," "C," "D," and "F"  
1529 is statistically equivalent to the 2021-2022 school grades  
1530 results. When learning gains data becomes available in the 2023-  
1531 2024 school year, the State Board of Education shall review the  
1532 school grading scale and determine if the scale should be  
1533 adjusted.

1534 (b) A school may not be required to select and implement a  
1535 turnaround option pursuant to s. 1008.33 in the 2023-2024 school  
1536 year based on the school's 2022-2023 grade. The benefits of s.  
1537 1008.33(4)(c), relating to a school being released from

20221048er

1538 implementation of the turnaround option, and s. 1008.33(4) (d),  
1539 relating to a school implementing strategies identified in its  
1540 school improvement plan, apply to a school using turnaround  
1541 options pursuant to s. 1008.33 which improves to a grade of "C"  
1542 or higher during the 2022-2023 school year.

1543 (c) A school or approved provider under s. 1002.45 which  
1544 receives the same or lower school grade for the 2022-2023 school  
1545 year compared to the 2021-2022 school year is not subject to  
1546 sanctions or penalties that would otherwise occur as a result of  
1547 the 2022-2023 school grade or rating. A charter school system or  
1548 school district designated as high performing may not lose the  
1549 designation based on the 2022-2023 school grades of any of the  
1550 schools within the charter school system or school district or  
1551 based on the 2022-2023 district grade, as applicable.

1552 (d) For purposes of determining grade 3 retention pursuant  
1553 to s. 1008.25(5) and high school graduation pursuant to s.  
1554 1003.4282, student performance on the 2022-2023 comprehensive,  
1555 end-of-year progress monitoring assessment under s. 1008.25(8)  
1556 shall be linked to 2021-2022 student performance expectations.  
1557 In addition to the good cause exemptions under s. 1008.25(6), a  
1558 student may be promoted to grade 4 for the 2023-2024 school year  
1559 if the student demonstrates an acceptable level of performance  
1560 through means reasonably calculated by the school district to  
1561 provide reliable evidence of the student's performance.

1562  
1563 This subsection is repealed July 1, 2025.

1564 Section 15. Subsection (7) is added to section 1008.341,  
1565 Florida Statutes, to read:

1566 1008.341 School improvement rating for alternative

20221048er

1567 schools.-

1568 (7) TRANSITION.—Due to the absence of learning gains data  
1569 in the 2022-2023 school year, school improvement ratings will  
1570 not be calculated for the 2022-2023 school year. When learning  
1571 gains data becomes available in the 2023-2024 school year, the  
1572 State Board of Education shall set the scale for the  
1573 “Commendable,” “Maintaining,” and “Unsatisfactory” ratings  
1574 pursuant to rule. This subsection is repealed July 1, 2025.

1575 Section 16. Effective upon becoming a law, the Department  
1576 of Education may initiate new assessment systems and close out  
1577 old assessment systems and shall amend contracts in order to  
1578 implement this act.

1579 Section 17. Except as otherwise expressly provided in this  
1580 act, and except for this section which shall take effect upon  
1581 this act becoming a law, this act shall take effect July 1,  
1582 2022.