

School Safety Legislation

Section	Statute	CS/CS/SB 7030 Enrolled
Section 1 Line 204	s. 30.15	<p>(Sheriffs) Powers, Duties, and Obligations</p> <p>Requires sheriffs to assist school boards and charter school governing boards in complying with s. 1006.12 (school safety officers). Sheriff must, at a minimum, provide access to a guardian program. Persons certified as school guardians have no authority to act in any law enforcement capacity except to the extent necessary to prevent or abate an active assailant incident.</p> <p>If the local school board has voted by a majority to implement a guardian program, the sheriff in that county shall establish a guardian program to provide training as required, to school district or charter school employees, either directly or through a contract with another sheriff's office that has established a guardian program.</p> <p>A charter school governing board in a school district that has not voted, or has declined, to implement a guardian program may request the sheriff in the county to establish a guardian program for the purpose of training the charter school employees. If the county sheriff denies the request, the charter school governing board may contract with a sheriff that has established a guardian program to provide such training. The charter school governing board must notify the superintendent and the sheriff in the charter school's county of the contract prior to its execution.</p> <p>The sheriff conducting the training will be reimbursed for screening and training-related costs for providing a one-time stipend of \$500 to each school guardian who participates in the school guardian program.</p> <p>Removes the prohibition on an individual who exclusively performs classroom duties as a teacher from participating in the guardian program.</p> <p>Requires sheriff who establishes program to consult with FDLE on programmatic guiding principles, practices, and resources and shall certify school guardians or contract employees as specifies in s. 1006.12(3).</p>

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		<p>Specifies that the training program must be 144 hours, consisting of 12 hours of certified nationally recognized diversity training.</p> <p>Requires sheriff who conducts guardian training to issue certificate to individuals who meet the requirements to the satisfaction of the sheriff. An individual who is certified as a guardian may serve as a guardian only if appointed by the applicable school superintendent or charter school principal.</p>
Section 2 Line 301	s. 843.08	<p>False Personation</p> <p>Adds school guardians and security officers licensed under chapter 493 to the list of individuals for which a second degree felony may be charged for false personation.</p>
Section 3 Line 333	s. 943.03	<p>Department of Law Enforcement</p> <p>Adds a subsection to specify that upon request, FDLE shall consult with sheriff to provide input regarding programmatic practices, etc. to assist in the development/implementation of the guardian program. Input may include standards, curriculum, instructional strategies, evaluation, certification, records retention, equipment, and other resource needs.</p>
Section 4 Line 344	s. 943.082	<p>School Safety Awareness Program</p> <p>Requires school boards to promote FortifyFL by advertising it on the school district’s website, in newsletters, on school campuses, and in school publications, by installing it on all mobile devices issued to students and by bookmarking the website on all computer devices issued to students.</p>
Section 5 Line 357	s. 1001.10	<p>Commissioner of Education; General Powers and Duties</p> <p>Requires the Commissioner to review the report of the School Hardening and Harm Mitigation Workgroup regarding hardening and harm mitigation strategies and recommendations submitted by the Office of Safe Schools, pursuant to s. 1001.212(11).</p>

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		By September 1, 2020, the Commissioner must submit a summary of such recommendations to the Governor, the President, and Speaker.
Section 6 Line 368	s. 1001.11	<p>Commissioner of Education; Other Duties</p> <p>Enhances the duties of the Commissioner to oversee compliance with the safety and security requirements of the Marjory Stoneman Douglas High School Public Safety Act, chapter 2018-03, Laws of Florida, by school districts; district school superintendents; and public schools, including charter schools.</p> <p>The Commissioner must facilitate compliance to the maximum extent provided under law, identify incidents of noncompliance, and impose or recommend to the State Board of Education, the Governor, or the Legislature enforcement and sanctioning actions pursuant to s. 1008.32 and other authority granted under law.</p>
Section 7 Line 381	s. 1001.212	<p>Office of Safe Schools (OSS)</p> <p>Requires OSS to provide annual training to appropriate school district and charter school personnel on the proper assessment of physical site security and completion of the school security risk assessment tool.</p> <p>Requires OSS to coordinate with FDLE to provide centralized integrated data repository/data analytics resources to improve access to information by August 1, 2019.</p> <p>Data sources for repository must include (in addition to existing sources):</p> <ul style="list-style-type: none"> • Social media internet posts. • FortifyFL. • School environmental safety incident reports. <p>Data that are exempt or confidential and exempt from public records requirements retain its exempt or confidential and exempt status when incorporated into the centralized integrated data repository. To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the various state and local agencies, data governance and security shall</p>

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		<p>ensure compliance with all applicable state and federal data privacy requirements through the use of user authorization and role-based security, data anonymization and aggregation and auditing capabilities. To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the various state and local agencies, each source agency providing data to the repository shall be the sole custodian of the data for the purpose of any request for inspection or copies thereof under chapter 119. The department shall only allow access to data from the source agencies in accordance with rules adopted by the respective source agencies and the requirements of the Federal Bureau of Investigation Criminal Justice Information Services security policy, where applicable.</p> <p>Requires OSS to provide data to support the evaluation of mental health services pursuant to s. 1004.44.</p> <p>Requires OSS to provide technical assistance to school districts and charter school governing boards for school environmental safety incident reporting as required under s. 1006.07(9). The office shall collect data through school environmental safety incident reports on incidents involving any person which occur on school premises, on school transportation, and at off-campus, school sponsored events. The office shall review and evaluate school district reports to ensure compliance with reporting requirements. Upon notification by the department that a superintendent has failed to comply with the requirements of s. 1006.07(9), the district school board shall withhold further payment of his or her salary as authorized under s. 1001.42(13)(b) and impose other appropriate sanctions that the Commissioner may impose.</p> <p>Requires OSS to convene a School Hardening and Harm Mitigation Workgroup composed of individuals with subject matter expertise on school campus hardening best practices. The workgroup shall meet as necessary to review school hardening and harm mitigation policies, including, but not limited to, the target hardening practices implemented in other states; the school safety guidelines developed by organizations such as the Partner Alliance for Safer Schools; the tiered approach to target campus hardening strategies identified in the initial report submitted by the Marjory Stoneman Douglas High School Public Safety Commission pursuant to s. 943.687(9); and the Florida Building Code for educational facilities construction to determine whether the building code may need to be modified to strengthen school safety and security.</p> <p>Based on this review of school safety best practices, by August 1, 2020, the workgroup shall submit a report to the executive director of the office which includes, at a minimum, a prioritized list for the</p>

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		<p>implementation of school campus hardening and harm mitigation strategies and the estimated costs of and timeframes for implementation of the strategies by school districts and charter schools. The estimated costs must include regional and statewide projections of the implementation costs.</p> <p>The OSS then submits to the Commissioner:</p> <ul style="list-style-type: none"> • The workgroup’s report; and • Recommendations regarding procedures for the office to use to monitor and enforce compliance by school districts and charter schools in the implementation of the workgroup’s recommended campus hardening and harm mitigation strategies. • This subsection is repealed June 30, 2023. <p>Requires OSS by August 1, 2019, to develop a standardized, statewide behavioral threat assessment instrument for use by all public schools, including charter schools, which addresses early identification, evaluation, early intervention, and student support.</p> <p>The standardized, statewide behavioral threat assessment instrument must include, but need not be limited to, components and forms that address:</p> <ul style="list-style-type: none"> • An assessment of the threat, which includes an assessment of the student, family, and school and social dynamics. • An evaluation to determine if the threat is transient or substantive. • The response to a substantive threat, which includes the school response and the role of law enforcement agencies. • The response to a serious substantive threat, including mental health and law enforcement referrals. • Ongoing monitoring to assess implementation of safety strategies. • Training for members of threat assessment teams established under s. 1006.07(7) and school administrators regarding the use of the instrument. <p>The OSS office shall:</p> <ul style="list-style-type: none"> • By August 1, 2020, evaluate each school district’s and charter school governing board’s behavioral threat assessment procedures for compliance with this subsection. • Notify the district school superintendent or charter school governing board, as applicable, if the behavioral threat assessment is not in compliance with this subsection.

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		<ul style="list-style-type: none"> • Report any issues of ongoing noncompliance with this subsection to the Commissioner and the district school superintendent or the charter school governing board, as applicable. <p>The OSS Office shall establish the Statewide Threat Assessment Database Workgroup, composed of members appointed by DOE, to complement the work of DOE and FDLE associated with the centralized integrated data repository and data analytics resources initiative and make recommendations regarding the development of a statewide threat assessment database. The database must allow authorized public school personnel to enter information related to any threat assessment conducted at their respective schools using the instrument developed by the office pursuant to subsection (12), and must provide such information to authorized personnel in each school district and public school and to appropriate stakeholders. By December 31, 2019, the workgroup shall provide a report to the office with recommendations that include, but need not be limited to:</p> <ul style="list-style-type: none"> • Threat assessment data that should be required to be entered into the database. • School district and public school personnel who should be allowed to input student records to the database and view such records. • Database design and functionality, to include data security. • Restrictions and authorities on information sharing, including: <ul style="list-style-type: none"> ○ Section 1002.22 and other applicable state laws. ○ The Family Educational Rights and Privacy Act (FERPA), the Health Insurance Portability and Accountability Act (HIPAA), and other applicable federal laws. ○ The appropriateness of interagency agreements that will allow law enforcement to view database records. • The cost to develop and maintain a statewide online database. • An implementation plan and timeline for the workgroup recommendations. <p>The OSS Office must monitor compliance with requirements relating to school safety by school districts and public schools, including charter schools. The office shall report incidents of noncompliance to the Commissioner pursuant to s. 1001.11(9) and the state board pursuant to s. 1008.32 and other requirements of law, as appropriate.</p> <p>The OSS Office must annually publish a list detailing the total number of safe-school officers in this state, the total number of safe-school officers disciplined or relieved of their duties because of misconduct in</p>

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		the previous year, the total number of disciplinary incidents involving safe-school officers, and the number of incidents in which a safe-school officer discharged a firearm outside of a training situation or in the exercise of the duties as a safe-school officer.
Section 8 Line 612	s. 1002.33	<p>Charter Schools</p> <p>Specifies charter schools are not exempt from requirements for:</p> <ul style="list-style-type: none"> • Safe-school officers, • Threat assessment teams, • School Environmental Safety Incident Reporting, • FSSAT, • Adopting an active assailant response policy, • Mobile suspicious activity reporting tool, and • Youth mental health awareness and assistance training.
Section 9 Line 644	s. 1003.25	<p>Procedures for Maintenance and Transfer of Student Records</p> <p>Requires the transfer of records to occur within 3 school days. The records shall include:</p> <ul style="list-style-type: none"> • Verified reports of serious or recurrent behavior patterns, including threat assessment evaluations and intervention services. • Psychological evaluations, including therapeutic treatment plans and therapy or progress notes created or maintained by school district staff.
Section 10 Line 660	s. 1006.07	<p>District School Board Duties relating to Student Discipline and School Safety</p> <p>(1) Control of Students - Clarifies that disclosure of mental health services is only required for any referral to mental health services by the school district as a result of expulsion, arrest, and DJJ actions.</p> <p>(4) Emergency Drills; Emergency Procedures – Clarifies that drills for active shooter and hostage situations be conducted in accordance with developmentally appropriate and age-appropriate procedures.</p>

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		<p>(6) Safety and Security Best Practices - Clarifies that the school safety specialist must be a school administrator employed by the district or a law enforcement officer employed by the sheriff's office located in the district.</p> <p>Requires school safety specialist to:</p> <ul style="list-style-type: none"> • Review district policies for compliance with state law and rules, including district's timely and accurate submission of school environmental safety incident report to DOE (SESIR). • In collaboration with appropriate public safety agencies, as term defined in s. 365.171, by October 1 of each year, conduct school security risk assessment at each public school using FSSAT. Based on assessment findings, safety specialist shall provide recommendations to the superintendent and school board which identifies strategies that school board should implement to address the findings. • Requires each school board and charter school governing board to adopt active assailant response plan. By October 1, 2019, and annually thereafter, each school superintendent and charter school principal must certify that all school personnel have received annual training on procedures contained in the active assailant response plan for the applicable school district or charter school. <p>(7) Threat Assessment Teams - Modifies requirements for Threat Assessment Teams. Policies must include, among other provisions, procedures for behavioral threat assessments in compliance with the instrument developed pursuant to s. 1001.212(12).</p> <p>Threat assessment team must include specified personnel. Upon availability of behavioral threat assessment instrument developed pursuant to s. 1001.212(12), the threat assessment team must use that instrument.</p> <p>When there is preliminary determination by threat assessment team that a student does pose a threat of violence, etc., authorized members of the team may obtain criminal history record information pursuant to s. 985.04(1).</p> <p>Upon student's transfer to different school, the threat assessment team shall verify that any intervention services provided to the student remain in place until the threat assessment team of receiving school independently determines the need for intervention services.</p>

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		<p>Teams must utilize the threat assessment database when available.</p> <p>(9) School Environmental Safety Incident Reporting - Requires each school board to adopt policies to ensure the accurate and timely reporting of incidents related to school safety and discipline.</p> <p>Superintendent is responsible or school environmental safety incident reporting. A superintendent who fails to comply is subject to penalties. SBE must adopt rules establishing the requirements for the school environment safety incident report.</p>
<p>Section 11 Line 883</p>	<p>s. 1006.12</p>	<p>Safe-School Officers at Each Public School</p> <p>The language specifies that each school board and superintendent shall partner with law enforcement agencies or security agencies to establish or assign one or more safe-school officers at each school facility within the district, including charter schools. A school board must collaborate with charter school governing boards to facilitate charter school access to all safe-school officer options available under this section. The district may implement any combination of options (1-4) to best meet the needs of the district and charter school.</p> <ol style="list-style-type: none"> 1. School Resource Officer – A district may establish school resource officer programs. 2. School Safety Officer – A school district may commission one or more school safety officers for the protections and safety of personnel, property and students. 3. School Guardian – At the district’s or charter school governing board’s discretion, as applicable, pursuant to s. 30.15, a district or charter school governing board may participate in the guardian program. The following individuals may serve as a school guardian, in support of school-sanctioned activities for purposes of s. 790.115, upon satisfactory completion of the requirements under s. 30.15(1)(k) and certification by a sheriff: <ul style="list-style-type: none"> • A school district employee or personnel, as defined under s. 1012.01, or a charter school employee, as provided under s. 1002.33(12)(a), who volunteers to serve as a school guardian in addition to his or her official job duties; or

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		<ul style="list-style-type: none"> • An employee of a school district or a charter school who is hired for the specific purpose of serving as a school guardian. <p>(4) School Security Guard - A school district or charter school governing board may contract with a security agency as defined in s. 493.6101(18) to employ as a school security guard an individual who holds a Class “D” and Class “G” license pursuant to chapter 493, provided the following training and contractual conditions are met:</p> <p>(a) An individual who serves as a school security guard, for purposes of satisfying the requirements of this section, must:</p> <ol style="list-style-type: none"> 1. Demonstrate completion of 144 hours of required guardian training. 2. Pass a psychological evaluation administered by a psychologist licensed under chapter and designated by the FDLE and submit the results of the evaluation to the sheriff’s office, school district, or charter school governing board, as applicable. FDLE is authorized to provide the sheriff’s office, school district, or charter school governing board with mental health and substance abuse data for compliance with this paragraph. 3. Submit to and pass an initial drug test and subsequent random drug tests in accordance with the requirements of s. 112.0455 and the sheriff’s office, school district, or charter school governing board, as applicable. 4. Successfully complete ongoing training, weapon inspection, and firearm qualification on at least an annual basis and provide documentation to the sheriff’s office, school district, or charter school governing board, as applicable. <p>(b) The contract between a security agency and a school district or a charter school governing board regarding requirements applicable to school security guards serving in the capacity of a safe-school officer for purposes of satisfying the requirements of this section shall define the entity or entities responsible for training and the responsibilities for maintaining records relating to training, inspection, and firearm qualification.</p> <p>(c) School security guards serving in the capacity of a safe-school officer pursuant to this subsection are in support of school-sanctioned activities for purposes of s. 790.115, and must aid in the prevention or abatement of active assailant incidents on school premises.</p> <p>(5) Notification – The district must notify the county sheriff and the Office of Safe Schools immediately after, but no later than 72 hours after:</p>

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		<ul style="list-style-type: none"> • A safe-school officer is dismissed for misconduct or is otherwise disciplined. • A safe-school officer discharges his or her firearm in the exercise of the safe-school officer’s duties, other than for training purposes. <p>(6) Exemption – Retains exemption from public records any information that would identify whether a particular individual has been appointed as a safe-school officer.</p> <p>If a district school board, through its adopted policies, procedures, or actions, denies a charter school access to any safe-school officer pursuant to this section, the school district must assign a school resource officer or school safety officer to the charter school. Under such circumstances, the charter school’s share of the costs of the school resource officer or school safety officer may not exceed the safe school allocation funds provided to the charter school pursuant to s. 1011.62(15) and shall be retained by the school district.</p>
Section 12 Line 1035	s. 1006.13	<p>Policy of Zero Tolerance for Crime and Victimization</p> <p>The threat assessment team would no longer have the ability to use an alternative to expulsion or law enforcement referral when a student commits misdemeanors, minor fights or disturbances.</p> <p>Requires each district school board to adopt a zero tolerance policy that defines criteria for reporting to law enforcement any act that poses a threat to school safety; defines acts that pose a threat vs a serious threat to school safety, and defines petty acts of misconduct which are not a threat to school safety and do not require consultation with law enforcement.</p> <p>Agreements among districts, sheriff’s office and local police department must be entered into for acts that pose a threat vs a serious threat to school safety whether committed by a student or adult, are reported to law enforcement.</p> <p>The agreements must include the role of SROs and a procedure requiring school personnel to consult with SROs concerning appropriate delinquent acts and crimes. Language authorizing the agreement to include</p>

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		<p>circumstances in which school officials may handle incidents without filing a report with law enforcement is removed.</p> <p>The principal must notify all school personnel as to their responsibilities regarding incident reporting, that acts which pose a threat to school safety and crime properly reported to the principal, or designee, and that the disposition of the incident is properly documented.</p>
Section 13 Line 1091	s. 1006.1493	<p>Florida Safe Schools Assessment Tool (FSSAT)</p> <p>Specifies FSSAT must be the primary physical site security assessment tool as revised and required by OSS.</p> <p>Security consulting firm for FSSAT must review recommendations of the School Hardening and Harm Mitigation Workgroup to address physical security measures identified by FSSAT.</p> <p>OSS must make FSSAT available no later than May 1 of each year. OSS must provide annual training to each district’s school safety specialist and other appropriate district personnel on assessing physical site security and completing the FSSAT.</p>
Section 14 Line 1162	s. 1011.62	<p>Funds for Operation of Schools</p> <p>Allows funds from the Safe Schools Allocation to be used for school safety with priority given to safe-school officers.</p> <p>Amends Safe Schools Allocation to apply to retroactively to July 1, 2018 for the employment or contracting for safe-school officers, established or assigned under s. 1006.12.</p>
Section 15 Line 1192	s. 1011.62	<p>Funds for Operation of Schools.</p> <p>(6) Categorical Funds - Authorizes the transfer of funds from additional categoricals if a school board declares in a resolution that funds are needed to maintain classroom instruction or improve school safety.</p> <p>(15) Safe Schools Allocation - Requires one-third of the funds be allocated to school districts based on the most recent official FDLE Florida Crime Index. The remaining two-thirds must be allocated based on each</p>

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		<p>district school district’s proportionate share of the state’s total UWFTE. Each school district must report to DOE by October 15 that all public schools within the school district have completed the school security risk assessment using the Florida Safe Schools Assessment Tool developed pursuant to s. 1006.1493. If a district school board is required by s. 1006.12 to assign a school resource officer or school safety officer to a charter school, the charter school’s share of costs for such officer may not exceed the amount of funds allocated to the charter school under this subsection</p> <p>(16) Mental Health Assistance Allocation – In addition to other provisions, the allocation is created to train educators and other school staff in detecting and responding to mental health issues; and connect children, youth, and families who experience behavioral health issues with appropriate services.</p> <p>Charter schools that submit a plan separate from the school district are entitled to a proportionate share of district funding.</p> <p>The provision that at least 90 percent of the allocation must be expended on certain elements is repealed.</p> <p>The plan must include all district schools, including charter schools, unless a charter school elects to submit a plan independently from the school district.</p> <p>The plan components are substantially revised and must be focused on a multi-tiered system of supports to deliver evidence-based mental health care assessment, diagnosis, intervention, treatment, and recovery services to students with one or more mental health or co-occurring substance abuse diagnoses and to students at high risk of such diagnoses. The provision of these services must be coordinated with a student’s primary mental health care provider and with other mental health providers involved in the student’s care. At a minimum, the plans must include the following elements:</p> <ul style="list-style-type: none"> • Direct employment of school-based mental health services providers to expand and enhance school-based student services and to reduce the ratio of students to staff in order to better align with nationally recommended ratio models. These providers include, but are not limited to, certified school counselors, school psychologists, school social workers, and other licensed mental health professionals. The plan also must identify strategies to increase the amount of time that school-based student services personnel spend providing direct services to students, which may include the review

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		<p>and revision of district staffing resource allocations based on school or student mental health assistance needs.</p> <ul style="list-style-type: none"> • Contracts or interagency agreements with one or more local community behavioral health providers or providers of Community Action Team services to provide a behavioral health staff presence and services at district schools. Services may include, but are not limited to, mental health screenings and assessments, individual counseling, family counseling, group counseling, psychiatric or psychological services, informed care, mobile crisis services, and behavior modification. These behavioral health services may be provided on or off the school campus and may be supplemented by telehealth. • Policies and procedures, including contracts with service providers, which will ensure that students who are referred to a school-based or community-based mental health service provider for mental health screening for the identification of mental health concerns and ensure that the assessment of students at risk for mental health disorders occurs within 15 days of referral. School-based mental health services must be initiated within 15 days after identification and assessment, and support by community-based mental health service providers for students who are referred for based mental health services must be initiated within 30 days after the school or district makes a referral. • Strategies or programs to reduce the likelihood of risk students developing social, emotional, or behavioral health problems, depression, anxiety disorders, suicidal tendencies, or substance use disorders. • Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders, to improve the provision of early intervention services, and to assist students in dealing with trauma and violence. <p>Beginning September 30, 2019, and annually thereafter, each district must submit a report to DOE on its program outcomes and expenditures which include, among existing criteria:</p> <ul style="list-style-type: none"> • The number of students who are referred to either school-based or community-based providers. • Students who receive either school-based or community based interventions. • School-based and community-based mental health providers, including licensure type, paid for from funds provided through the allocation.
Section 16 Line 1392	s. 921.0022	<p>Criminal Punishment Code</p> <p>Technical Amendment.</p>

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Section 17 Line 1434	Undesignated Section	Statement of legitimate state purpose.
Section 18 Line 1442	Effective Date	Except as otherwise provided, upon becoming a law.

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