

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Jones offered the following:

2
3 **Substitute Amendment for Amendment (418655) (with title**
4 **amendment)**

5 Remove lines 2139-2184 and insert:

6 come, first-served basis, a student enrolled full-time in a
7 public school in kindergarten through grade 12 is eligible for a
8 scholarship under this program if the student was a victim to an
9 incident of battery; harassment; hazing; bullying; kidnapping;
10 physical attack; robbery; sexual offenses, harassment, assault
11 or battery; or fighting at school.

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12 (4) PROGRAM PROHIBITIONS.—Payment of a scholarship to a
13 student enrolled in a private school may not be made if a
14 student is:

15 (a) Enrolled in a public school, including, but not
16 limited to, the Florida School for the Deaf and the Blind; the
17 College-Preparatory Boarding Academy; a developmental research
18 school authorized under s. 1002.32; or a charter school
19 authorized under s. 1002.33, s. 1002.331, or s. 1002.332;

20 (b) Enrolled in a school operating for the purpose of
21 providing educational services to youth in the Department of
22 Juvenile Justice commitment programs;

23 (c) Participating in a virtual school, correspondence
24 school, or distance learning program that receives state funding
25 pursuant to the student's participation unless the participation
26 is limited to no more than two courses per school year; or

27 (d) Receiving any other educational scholarship pursuant
28 to this chapter.

29 (5) TERM OF HOPE SCHOLARSHIP.—For purposes of continuity
30 of educational choice, a Hope scholarship shall remain in force
31 until the student returns to public school or graduates from
32 high school, whichever occurs first. A scholarship student who
33 enrolls in a public school or public school program is
34 considered to have returned to a public school for the purpose
35 of determining the end of the scholarship's term.

36 (6) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.—

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37 (a)1. Within 24 hours after receipt of a formal report of
38 an incident listed in paragraph (3)(a), the school principal
39 shall provide a copy of the report to the alleged victim's
40 parent and the alleged offender's parent and investigate the
41 incident to determine if the incident must be reported as
42 required by s. 1006.09(6). The report must include a statement
43 of the expected investigative actions and the timeline for
44 reporting the investigation outcome. Within 24 hours after
45 receipt of the formal report, the school principal shall provide
46 the school district superintendent with a copy of the report and
47 verification that the alleged victim's parent and the alleged
48 offender's parent have been provided a copy of the report and
49 other required information.

50 2. In accordance with s. 1006.09, the school principal
51 shall investigate the incident to determine if the incident is
52 substantiated or unsubstantiated, and if the incident must be
53 reported. The school principal may, at his or her discretion,
54 determine the extent to which each student was engaged in
55 instigating, initiating, or reacting to a physical altercation,
56 and may consider such information when evaluating and
57 determining appropriate disciplinary actions and the
58 investigation outcome.

59 3. During the investigation period, the school principal
60 and the school district superintendent shall take all necessary
61 actions to continue the educational services of students

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62 involved in the reported incident while taking every reasonable
63 precaution to keep the alleged offender separated from the
64 alleged victim and any siblings of the alleged victim while on
65 school grounds or on school transportation pursuant to ss.
66 1006.09, 1006.13, and 1006.147, as appropriate.

67 4. Upon the school principal's determination that an
68 alleged incident is unsubstantiated, upon the resolution of
69 issues related to a substantiated incident, or within 15 days
70 after an incident was reported, whichever occurs first, the
71 school principal shall report to the alleged victim's parent and
72 the alleged offender's parent the findings, outcome, or status
73 of the investigation. The school principal shall continue to
74 provide such reports to the parents of both students at least
75 every 15 days until the investigation is concluded and issues
76 associated with the incident are resolved.

77 5. If the school principal's investigation remains open
78 for more than 30 days after the date on which a substantiated
79 incident was reported or issues associated with the incident
80 remain unresolved, the school district shall notify the alleged
81 victim's parent of the availability of the program and all other
82 applicable school choice options, as well as services available
83 at the school for alleged victims of incidents listed in
84 paragraph (3)(a). The school principal shall also offer that
85 parent an opportunity to enroll his or her student in another
86 public school, a home education program, or the Florida Virtual

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87 School, or to request and receive a scholarship to attend an
 88 eligible private school, subject to available funding. A parent
 89 who chooses to enroll his or her student in a Florida public
 90 school located outside the district in which the student resides
 91 pursuant to s. 1002.31 shall be eligible for a scholarship to
 92 transport the student as provided in paragraph (11) (b).

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94 **T I T L E A M E N D M E N T**

95 Remove line 88 and insert:
 96 or emotional abuse; providing requirements for such
 97 investigation; providing school principal
 98 responsibilities and duties during such investigation;
 99 requiring a school district to notify an eligible
 100 student's parent regarding certain education options
 101 under certain circumstances; requiring a school
 102 district to
 103