

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Criminal Justice
2 Subcommittee

3 Representative Yeager offered the following:

4
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 **Section 1. Paragraph (k) of subsection (1) of section**
8 **30.15, Florida Statutes, is amended to read:**

9 30.15 Powers, duties, and obligations.—

10 (1) Sheriffs, in their respective counties, in person or
11 by deputy, shall:

12 (k) Assist district school boards and charter school
13 governing boards in complying with, or private schools or child
14 care facilities, as defined in s. 402.302, in exercising options
15 in, s. 1006.12. A sheriff must, at a minimum, provide access to
16 a Chris Hixon, Coach Aaron Feis, and Coach Scott Beigel Guardian

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17 Program to aid in the prevention or abatement of active
18 assailant incidents on school premises, as required under this
19 paragraph. Persons certified as school guardians pursuant to
20 this paragraph have no authority to act in any law enforcement
21 capacity except to the extent necessary to prevent or abate an
22 active assailant incident.

23 1.a. If a local school board has voted by a majority to
24 implement a guardian program or has contracted for the use of
25 school security guards to satisfy the requirements of s.
26 1006.12, the sheriff in that county shall establish a guardian
27 program to provide training for school guardians or school
28 security guards, pursuant to subparagraph 2., to school
29 district, charter school, ~~or~~ private school, child care
30 facility, or security agency employees, either directly or
31 through a contract with another sheriff's office that has
32 established a guardian program.

33 b. A charter school governing board in a school district
34 that has not voted, or has declined, to implement a guardian
35 program may request the sheriff in the county to establish a
36 guardian program for the purpose of training the charter school
37 employees or school security guards consistent with the
38 requirements of subparagraph 2. If the county sheriff denies the
39 request, the charter school governing board may contract with a
40 sheriff that has established a guardian program to provide such
41 training. The charter school governing board must notify the

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42 superintendent and the sheriff in the charter school's county of
43 the contract prior to its execution. The security agency
44 employing a school security guard is responsible for all
45 training and screening-related costs for a school security
46 guard.

47 c. A private school or child care facility in a school
48 district that has not voted, or has declined, to implement a
49 guardian program may request that the sheriff in the county of
50 the private school or child care facility establish a guardian
51 program for the purpose of training private school employees,
52 child care facility employees, or school security guards. If the
53 county sheriff denies the request, the private school or child
54 care facility may contract with a sheriff from another county
55 who has established a guardian program under subparagraph 2. to
56 provide such training. The private school or child care facility
57 must notify the sheriff in the private school's or child care
58 facility's county of the contract with a sheriff from another
59 county before its execution. The private school, child care
60 facility, or security agency is responsible for all training and
61 screening-related costs for a school guardian program. The
62 sheriff providing such training must ensure that any moneys paid
63 by a private school, child care facility, or security agency are
64 not commingled with any funds provided by the state to the
65 sheriff as reimbursement for screening-related and training-
66 related costs of any school district or charter school employee.

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67 d. The training program required in sub-subparagraph 2.b.
68 is a standardized statewide curriculum, and each sheriff
69 providing such training shall adhere to the course of
70 instruction specified in that sub-subparagraph. This
71 subparagraph does not prohibit a sheriff from providing
72 additional training. A school guardian or school security guard
73 who has completed the training program required in sub-
74 subparagraph 2.b. may not be required to attend another
75 sheriff's training program pursuant to that sub-subparagraph
76 unless there has been at least a 1-year break in his or her
77 appointment as a guardian or employment by a security agency as
78 a school security guard in a school.

79 e. The sheriff conducting the training pursuant to
80 subparagraph 2. for school district and charter school employees
81 will be reimbursed for screening-related and training-related
82 costs and for providing a one-time stipend of \$500 to each
83 school guardian who participates in the school guardian program.

84 f. The sheriff may waive the training and screening-
85 related costs for a private school or child care facility for a
86 school guardian program. Funds provided pursuant to sub-
87 subparagraph e. may not be used to subsidize any costs that have
88 been waived by the sheriff. The sheriff may not waive the
89 training and screening-related costs required to be paid by a
90 security agency for initial training or ongoing training of a
91 school security guard.

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92 g. A person who is certified and in good standing under
93 the Florida Criminal Justice Standards and Training Commission,
94 who meets the qualifications established in s. 943.13, and who
95 is otherwise qualified for the position of a school guardian or
96 school security guard may be certified as a school guardian or
97 school security guard by the sheriff without completing the
98 training requirements of sub-subparagraph 2.b. However, a person
99 certified as a school guardian or school security guard under
100 this sub-subparagraph must meet the requirements of sub-
101 subparagraphs 2.c.-e.

102 2. A sheriff who establishes a program shall consult with
103 the Department of Law Enforcement on programmatic guiding
104 principles, practices, and resources, and shall certify as
105 school guardians, without the power of arrest, school employees,
106 as specified in s. 1006.12(3), or shall certify as school
107 security guards those persons employed by a security agency who
108 meet the criteria specified in s. 1006.12(4), and who:

109 a. Hold a valid license issued under s. 790.06 or are
110 otherwise eligible to possess or carry a concealed firearm under
111 chapter 790.

112 b. After satisfying the requirements of s. 1006.12(7),
113 complete a 144-hour training program, consisting of 12 hours of
114 training to improve the school guardian's knowledge and skills
115 necessary to respond to and de-escalate incidents on school
116 premises and 132 total hours of comprehensive firearm safety and

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117 proficiency training conducted by Criminal Justice Standards and
118 Training Commission-certified instructors, which must include:

119 (I) Eighty hours of firearms instruction based on the
120 Criminal Justice Standards and Training Commission's Law
121 Enforcement Academy training model, which must include at least
122 10 percent but no more than 20 percent more rounds fired than
123 associated with academy training. Program participants must
124 achieve an 85 percent pass rate on the firearms training.

125 (II) Sixteen hours of instruction in precision pistol.

126 (III) Eight hours of discretionary shooting instruction
127 using state-of-the-art simulator exercises.

128 (IV) Sixteen hours of instruction in active shooter or
129 assailant scenarios.

130 (V) Eight hours of instruction in defensive tactics.

131 (VI) Four hours of instruction in legal issues.

132 c. Pass a psychological evaluation administered by a
133 psychologist licensed under chapter 490 and designated by the
134 Department of Law Enforcement and submit the results of the
135 evaluation to the sheriff's office. The Department of Law
136 Enforcement is authorized to provide the sheriff's office with
137 mental health and substance abuse data for compliance with this
138 paragraph.

139 d. Submit to and pass an initial drug test and subsequent
140 random drug tests in accordance with the requirements of s.
141 112.0455 and the sheriff's office.

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142 e. Successfully complete ongoing training, weapon
143 inspection, and firearm qualification on at least an annual
144 basis.

145
146 The sheriff who conducts the guardian training or waives the
147 training requirements for a person under sub-subparagraph 1.g.
148 shall issue a school guardian certificate to persons who meet
149 the requirements of this section to the satisfaction of the
150 sheriff, and shall maintain documentation of weapon and
151 equipment inspections, as well as the training, certification,
152 inspection, and qualification records of each school guardian
153 certified by the sheriff. A person who is certified under this
154 paragraph may serve as a school guardian under s. 1006.12(3)
155 only if he or she is appointed by the applicable school district
156 superintendent, charter school principal, ~~or~~ private school head
157 of school, or child care facility owner. A sheriff who conducts
158 the training for a school security guard or waives the training
159 requirements for a person under sub-subparagraph 1.g. and
160 determines that the school security guard has met all the
161 requirements of s. 1006.12(4) shall issue a school security
162 guard certificate to persons who meet the requirements of this
163 section to the satisfaction of the sheriff and shall maintain
164 documentation of weapon and equipment inspections, training,
165 certification, and qualification records for each school
166 security guard certified by the sheriff.

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167 3.a.~~(I)~~ Within 30 days after issuing a school guardian or
168 school security guard certificate, the sheriff who issued the
169 certificate must report to the Department of Law Enforcement the
170 name, date of birth, and certification date of the school
171 guardian or school security guard.

172 ~~(II) By September 1, 2024, each sheriff who issued a~~
173 ~~school guardian certificate must report to the Department of Law~~
174 ~~Enforcement the name, date of birth, and certification date of~~
175 ~~each school guardian who received a certificate from the~~
176 ~~sheriff.~~

177 b.~~(I)~~ By February 1 and September 1 of each school year,
178 each school district, charter school, ~~and~~ private school, child
179 care facility, and employing security agency must report in the
180 manner prescribed to the Department of Law Enforcement the name,
181 date of birth, and appointment date of each person appointed as
182 a school guardian or employed as a school security guard. The
183 school district, charter school, ~~and~~ private school, child care
184 facility, and employing security agency must also report in the
185 manner prescribed to the Department of Law Enforcement the date
186 each school guardian or school security guard separates from his
187 or her appointment as a school guardian or employment as a
188 school security guard in a school.

189 ~~(II) By September 1, 2024, each school district, charter~~
190 ~~school, and private school must report to the Department of Law~~
191 ~~Enforcement the name, date of birth, and initial and end of~~

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192 ~~appointment dates, as applicable, of each person appointed as a~~
193 ~~school guardian.~~

194 c. The Department of Law Enforcement shall maintain a list
195 of each person appointed as a school guardian or certified as a
196 school security guard in the state. The list must include the
197 name and certification date of each school guardian and school
198 security guard and the date the person was appointed as a school
199 guardian or certified as a school security guard, including the
200 name of the school district, charter school, ~~or~~ private school,
201 or child care facility in which the school guardian is
202 appointed, or the employing security agency of a school security
203 guard, any information provided pursuant to s. 1006.12(5), and,
204 if applicable, the date such person separated from his or her
205 appointment as a school guardian or the last date a school
206 security guard served in a school as of the last reporting date.
207 The Department of Law Enforcement shall remove from the list any
208 person whose training has expired pursuant to sub-subparagraph
209 1.d.

210 d. Each sheriff must report on a quarterly basis to the
211 Department of Law Enforcement the schedule for upcoming school
212 guardian or school security guard trainings, including the dates
213 of the training, the training locations, a contact person to
214 register for the training, and the class capacity. If no
215 trainings are scheduled, the sheriff is not required to report
216 to the Department of Law Enforcement. The Department of Law

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217 Enforcement shall publish on its website a list of the upcoming
218 school guardian trainings. The Department of Law Enforcement
219 must update such list quarterly.

220 e. A sheriff who fails to report the information required
221 by this subparagraph may not receive reimbursement from the
222 Department of Education for school guardian trainings. Upon the
223 submission of the required information, a sheriff is deemed
224 eligible for such funding and is authorized to continue to
225 receive reimbursement for school guardian training.

226 f. A school district, charter school, ~~or~~ private school,
227 child care facility, or employing security agency that fails to
228 report the information required by this subparagraph is
229 prohibited from operating ~~may not operate~~ a school guardian
230 program or employing school security guards in ~~for~~ the following
231 school year, unless the missing school district, charter school,
232 ~~or private school has submitted the required~~ information is
233 provided.

234 g. By March 1 and October 1 of each school year, the
235 Department of Law Enforcement shall notify the Department of
236 Education of any sheriff, school district, charter school, ~~or~~
237 private school, or child care facility that has not complied
238 with the reporting requirements of this subparagraph.

239 h. The Department of Law Enforcement may adopt rules to
240 implement the requirements of this subparagraph, including
241 requiring additional reporting information only as necessary to

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242 uniquely identify each school guardian and school security guard
243 reported.

244 **Section 2. Subsection (20) is added to section 402.305,**
245 **Florida Statutes, to read:**

246 402.305 Licensing standards; child care facilities.—

247 (20) SAFE SCHOOL OFFICERS.—

248 (a) A child care facility may partner with a law
249 enforcement agency or a security agency to establish or assign
250 one or more safe-school officers established in s. 1006.12(1)-
251 (4). The child care facility is responsible for the full cost of
252 implementing any such option, which includes all training costs
253 under the Chris Hixon, Coach Aaron Feis, and Coach Scott Beigel
254 Guardian Program under s. 30.15(1)(k).

255 (b) A child care facility that establishes a safe-school
256 officer must comply with the requirements of s. 1006.12.
257 References to a school district, district school board, or
258 district school superintendent in s. 1006.12(1)-(5) shall also
259 mean an owner of a child care facility. References to a school
260 district employee in s. 1006.12(3) shall also mean child care
261 personnel.

262 **Section 3. Paragraph (h) is added to subsection (6) of**
263 **section 1006.07, Florida Statutes, and paragraph (f) of that**
264 **subsection is amended, to read:**

265 1006.07 District school board duties relating to student
266 discipline and school safety.—The district school board shall

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267 provide for the proper accounting for all students, for the
268 attendance and control of students at school, and for proper
269 attention to health, safety, and other matters relating to the
270 welfare of students, including:

271 (6) SAFETY AND SECURITY BEST PRACTICES.—Each district
272 school superintendent shall establish policies and procedures
273 for the prevention of violence on school grounds, including the
274 assessment of and intervention with individuals whose behavior
275 poses a threat to the safety of the school community.

276 (f) School safety requirements. ~~By August 1, 2024,~~ Each
277 school district and charter school governing board shall comply
278 with the following school safety requirements, which,
279 notwithstanding any other requirements under this paragraph,
280 must be enforced, at a minimum, from 30 minutes before the
281 school start time until 30 minutes after the end of the school
282 day:

283 1. All gates or other access points that restrict ingress
284 to or egress from a school campus shall remain closed and locked
285 when students are on campus. A gate or other campus access point
286 may not be open or unlocked, regardless of whether it is during
287 normal school hours, unless:

288 a. Attended or actively staffed by a person when students
289 are on campus;

290 b. The use is in accordance with a shared use agreement
291 pursuant to s. 1013.101; ~~or~~

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292 c. Another closed or locked gate or access point separates
293 the open or unlocked gate from areas occupied by students; or

294 ~~d.e.~~ The school safety specialist, or his or her designee,
295 has documented in the Florida Safe Schools Assessment Tool
296 portal maintained by the Office of Safe Schools that the gate or
297 other access point is not subject to this requirement based upon
298 other safety measures at the school. The office may conduct a
299 compliance visit pursuant to s. 1001.212(14) to review if such
300 determination is appropriate.

301 2.a. All school classrooms and other instructional spaces
302 must be locked to prevent ingress when occupied by students,
303 except between class periods when students are moving between
304 classrooms or other instructional spaces. If a classroom or
305 other instructional space door must be left unlocked or open for
306 any reason other than between class periods when students are
307 moving between classrooms or other instructional spaces, the
308 door must be actively staffed by a person standing or seated at
309 the door.

310 b. Instructional spaces for career and technical education
311 which are designed as open areas for which compliance with the
312 requirements of sub-subparagraph a. affects the health and
313 safety of students may be exempted from compliance with that
314 sub-subparagraph by the school safety specialist. To be exempt,
315 the school safety specialist, or his or her designee, must
316 document in the Florida Safe Schools Assessment Tool portal

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317 maintained by the Office of Safe Schools that the instructional
318 space is exempt from these requirements due to negative impacts
319 to student health and safety and the presence of other safety
320 measures at the school that prevent egress from the
321 instructional space to hallways or other classrooms or
322 instructional spaces.

323 c. Common areas on a school campus, including, but not
324 limited to, cafeterias, auditoriums, and media centers, which
325 are used for instructional time or student testing must meet the
326 requirements of sub-subparagraph a. only when such areas are
327 being used for instructional time or student testing.

328 3. All campus access doors, gates, and other access points
329 that allow ingress to or egress from a school building shall
330 remain closed and locked at all times to prevent ingress,
331 unless:

332 a. A person is actively entering or exiting the door,
333 gate, or other access point;

334 b. The door, gate, or access point is actively staffed by
335 school personnel to prevent unauthorized entry; or

336 c. The school safety specialist, or his or her designee,
337 has documented in the Florida Safe Schools Assessment Tool
338 portal maintained by the Office of Safe Schools that the open
339 and unlocked door, gate, or other access point is not subject to
340 this requirement based upon other safety measures at the school.
341 There must be at least one locked barrier between classrooms and

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342 instructional spaces and open school campus.

343

344 The office may conduct a compliance visit pursuant to s.
345 1001.212(14) to review if such determination is appropriate. All
346 campus access doors, gates, and other access points may be
347 electronically or manually controlled by school personnel to
348 allow access by authorized visitors, students, and school
349 personnel.

350 4. All school classrooms and other instructional spaces
351 must clearly and conspicuously mark the safest areas in each
352 classroom or other instructional space where students must
353 shelter in place during an emergency. Students must be notified
354 of these safe areas within the first 10 days of the school year.
355 If it is not feasible to clearly and conspicuously mark the
356 safest areas in a classroom or other instructional space, the
357 school safety specialist, or his or her designee, must document
358 such determination in the Florida Safe Schools Assessment Tool
359 portal maintained by the Office of Safe Schools, identifying
360 where affected students must shelter in place. The office shall
361 assist the school safety specialist with compliance during the
362 inspection required under s. 1001.212(14).

363

364 Persons who are aware of a violation of this paragraph must
365 report the violation to the school principal. The school
366 principal must report the violation to the school safety

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367 specialist no later than the next business day after receiving
368 such report. If the person who violated this paragraph is the
369 school principal or charter school administrator, the report
370 must be made directly to the district school superintendent or
371 charter school governing board, as applicable.

372 (h) Provision of school safety protocols and policies.—
373 Each substitute teacher must be provided all school safety
374 protocols and policies before beginning his or her first day of
375 substitute teaching at a school.

376 **Section 4. Subsections (4) and (5) of section 1006.12,**
377 **Florida Statutes, are amended to read:**

378 1006.12 Safe-school officers at each public school.—For
379 the protection and safety of school personnel, property,
380 students, and visitors, each district school board and school
381 district superintendent shall partner with law enforcement
382 agencies or security agencies to establish or assign one or more
383 safe-school officers at each school facility within the
384 district, including charter schools. A district school board
385 must collaborate with charter school governing boards to
386 facilitate charter school access to all safe-school officer
387 options available under this section. The school district may
388 implement any combination of the options in subsections (1)-(4)
389 to best meet the needs of the school district and charter
390 schools.

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391 (4) SCHOOL SECURITY GUARD.—A school district, ~~or~~ charter
392 school governing board may contract with a security agency as
393 defined in s. 493.6101(18) to employ as a school security guard
394 an individual who holds a Class "D" and Class "G" license
395 pursuant to chapter 493, provided the following training and
396 contractual conditions are met:

397 (a) An individual who serves as a school security guard,
398 for purposes of satisfying the requirements of this section,
399 must:

400 1. Demonstrate completion of 144 hours of required
401 training conducted by a sheriff pursuant to s. 30.15(1)(k)2.

402 2. Pass a psychological evaluation administered by a
403 psychologist licensed under chapter 490 and designated by the
404 Department of Law Enforcement and submit the results of the
405 evaluation to the sheriff's office, and school district, ~~or~~
406 charter school governing board, or employing security agency as
407 applicable. The Department of Law Enforcement is authorized to
408 provide the sheriff's office, school district, ~~or~~ charter school
409 governing board or employing security agency with mental health
410 and substance abuse data for compliance with this paragraph.

411 3. Submit to and pass an initial drug test and subsequent
412 random drug tests in accordance with the requirements of s.
413 112.0455 and the sheriff's office, school district, ~~or~~ charter
414 school governing board, or employing security agency as
415 applicable.

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416 4. Be approved to work as a school security guard by the
417 sheriff of each county in which the school security guard will
418 be assigned to a school before commencing work at any school in
419 that county. The sheriff's approval authorizes the security
420 agency to assign the school security guard to any school in the
421 county, and the sheriff's approval is not limited to any
422 particular school.

423 5. Successfully complete ongoing training, weapon
424 inspection, and firearm qualification conducted by a sheriff
425 pursuant to s. 30.15(1)(k)3.e. on at least an annual basis and
426 provide documentation to the sheriff's office, school district,
427 or charter school governing board, or employing security agency
428 as applicable.

429 (b) The contract between a security agency and a school
430 district or a charter school governing board regarding
431 requirements applicable to school security guards serving in the
432 capacity of a safe-school officer for purposes of satisfying the
433 requirements of this section shall define the entity or entities
434 responsible ~~for training and the responsibilities~~ for
435 maintaining records relating to training, inspection, and
436 firearm qualification.

437 (c) School security guards serving in the capacity of a
438 safe-school officer pursuant to this subsection are in support
439 of school-sanctioned activities for purposes of s. 790.115, and

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440 must aid in the prevention or abatement of active assailant
441 incidents on school premises.

442 (d) The Office of Safe Schools shall provide the
443 Department of Law Enforcement any information related to a
444 school security guard that it receives pursuant to subsection
445 (5).

446 (5) NOTIFICATION.—The district school superintendent or
447 charter school administrator, or a respective designee, shall
448 notify the county sheriff and the Office of Safe Schools
449 immediately after, but no later than 72 hours after:

450 (a) A safe-school officer is dismissed for misconduct or
451 is otherwise disciplined.

452 (b) A safe-school officer discharges his or her firearm in
453 the exercise of the safe-school officer's duties, other than for
454 training purposes.

455
456 If a district school board, through its adopted policies,
457 procedures, or actions, denies a charter school access to any
458 safe-school officer options pursuant to this section, the school
459 district must assign a school resource officer or school safety
460 officer to the charter school. Under such circumstances, the
461 charter school's share of the costs of the school resource
462 officer or school safety officer may not exceed the safe school
463 allocation funds provided to the charter school pursuant to s.
464 1011.62(12) and shall be retained by the school district.

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

Remove everything before the enacting clause and insert:
An act relating to the safety of students; amending s.
30.15, F.S.; revising the guardian program to include
child care facilities; requiring a sheriff to
establish a guardian program under certain
circumstances; requiring a security agency employing a
school security guard to be responsible for all
training and screening costs; requiring a child care
facility or security agency to be responsible for all
costs related to the guardian program; authorizing a
sheriff to waive such costs for a child care facility;
prohibiting a sheriff from waiving costs for initial
training of a school security guard; authorizing a
sheriff to certify a person as a school security if he
or she meets specified criteria; revising firearm
requirements for school guardians and school security
guards; authorizing a sheriff to issue certificates to
school security guards who meet specified
requirements; requiring a sheriff to maintain
specified documentation; requiring a child care
facility or employing security agency to make
specified reports; requiring the Department of Law

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490 Enforcement to maintain specified records; requiring a
491 sheriff to make specified reports of certain school
492 guardian or school security guard trainings;
493 prohibiting a child care facility from operating a
494 school guardian program under certain circumstances;
495 amending s. 402.305, F.S.; authorizing a child care
496 facility to participate in the guardian program;
497 requiring a child care facility to pay for the full
498 cost of the guardian program; requiring compliance
499 with specified provisions relating to safe school
500 officers; providing construction; amending s. 1006.07,
501 F.S.; requiring specified school safety requirements
502 to be implemented during specified time periods;
503 revising the requirements for certain gates and campus
504 access points to be open or unlocked; providing that
505 certain instructional spaces for career and technical
506 education are exempt from specified requirements under
507 certain circumstances; providing that certain
508 provisions apply to common areas on school campuses;
509 providing exemptions from certain requirements for
510 doors, gates, and campus access points; providing
511 requirements for locked barriers between classrooms
512 and open school campuses; requiring certain protocols
513 and policies to be provided to substitute teachers;
514 amending s. 1006.12, F.S.; requiring a sheriff to

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515 | conduct specified training; requiring that certain
516 | reports be submitted to a school security guard's
517 | employing agency; requiring a sheriff's approval prior
518 | to a school security guard's employment in a county;
519 | requiring the Office of Safe Schools to provide
520 | specified information to the Department of Law
521 | Enforcement; providing an effective date.