



**FLORIDA SCHOOL  
LABOR RELATIONS SERVICE &  
FLORIDA EDUCATIONAL NEGOTIATORS**



# LEGISLATIVE SESSION WRAP UP

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# BILLS: WHAT PASSED AND WHAT DIDN'T

## HB 7049 LEGAL NOTICES

- Changes requirements on publishing of legal notices to no longer need to be in a newspaper.
  - Provides option of publishing on a publicly accessible website and governmental access channels when no newspaper is published in the county.
- Needs once annually a published notice in a newspaper as to where the legal noticed will be posted.
  - Effective July 1, 2022
  - Not yet signed by the Governor



## HB 7057 CYBERSECURITY - PUBLIC RECORDS EXEMPTION

- Accompanies HB 7055 which creates the funding
- Provides a general public record exemption for coverage limits, deductible or self-insurance amounts of insurance or other risk mitigation coverages acquired for the protection of IT systems
  - Also includes information and data related to cybersecurity
- Creates a public meeting exemption for any portion of a meeting that would reveal confidential and exempt information
  - Effective July 1, 2022
  - Not yet signed by the Governor



# HB 5007 STATE ADMINISTERED RETIREMENT SYSTEM

- Increases allocations to the investment plan accounts by 3 percent for each membership class in the investment plan.
- Revises the employer contribution rates for the FRS based on the actuarial valuation and actuarial studies.
  - Declares that the act fulfils an important state interest as a proper and legitimate state purpose is served by the bill including providing benefits that are managed, administered, and funded in an actuarially sound manner.
- Modifies DROP to allow a member of the Special Risk Class who is a law enforcement officer and who is a DROP participant on or after July 1, 2022, to participate for up to 36 calendar months beyond the 60-month period if they enter DROP on or before June 30, 2028.
  - Effective July 1, 2022
- Not yet signed by the Governor



## HB 7071 TAXATION

- Two week “Back to School” Sales Tax Holiday – July 25 – August 7
- Three month sales-tax exemption for children’s books – May 14 – August 14
- Capital Outlay Surtax changes to allow purchase, lease, lease-purchase or maintenance of school buses intended for use for 5 years or more if the referendum language reflects these intentions.
- Additional \$25 per student transfer allowed from 1.5 mill to limited operational costs up to \$175 per student for same list of vehicles and increased insurance costs as are currently allowed up to \$150.
  - Effective July 1, 2022
- Not yet signed by the Governor



## SB 896 EDUCATOR CERTIFICATION PATHWAYS FOR VETERANS

- Removes requirement for bachelor's degree for a temporary certificate if applicant has completed at least 48 months of active-duty military service with honorable discharge or medical separation or at least 60 college credits with at least a 2.5 GPA.
  - Requires assignment of a teacher mentor for the first 2 years of employment.
- Removes requirement to qualify for a waiver for the examination and certification fees.
  - Effective July 1, 2022
  - Not yet signed by the Governor



## HB 777 LOCAL TAX REFERENDA REQUIREMENTS

- Requires referenda for school district millage tax to be held at a general election.
  - Effective October 1, 2022
  - Not yet signed by the Governor

## HB 1 ADDITIONAL HOMESTEAD PROPERTY TAX EXEMPTION FOR SPECIFIED CRITICAL PUBLIC SERVICE WORKFORCE

- Resolution proposed amendment to FL Constitution to authorize for all levies other than school district levies, an additional homestead exemption for classroom teachers as well as other critical public service workers.
  - On the November 2022 general election ballot for approval
    - If passed, effective January 1, 2023
  - Signed by Officers and filed with the Secretary of State







## HB 1467 - K-12 EDUCATION

### TERM LIMITS

- 12 year term limits.
- Clock starts in November 2022.

### LIBRARY/MEDIA MATERIALS

- Publish searchable list on district website for library/media materials.
- Requires licensed media specialist to review all materials.
- Adds training for those selecting media materials.
- DOE will keep a list of all materials removed and will share the list with districts annually.
- All meetings for materials must be public and include parent members on committees.

## HB 7 INDIVIDUAL FREEDOM

- Prohibits instruction on topics around people being inherently racist, sexist, or oppressive, one race being superior to another race, discrimination based on race, color, national origin, religion, disability or sex.
- Also prohibits instruction that individuals bear responsibility for actions committed by others of the same race or sex.
- Prohibits a person to be instructed that he/she feel guilt or anguish for actions committed in the past by others of the same race or sex.
- Any employers who require instruction or sworn belief in the barred topics above, it is defined as an unfair labor practice that would be subject to lawsuit.
- The above banned topics also cannot be a condition of employment, membership, certification, licensing, credentialing, or passing an exam, to training, instruction or any other required activity.
- Signed by the Governor. Effective July 1, 2022.



## HB 1557 PARENTAL RIGHTS

- Requires school boards to adopt procedures for notifying a student's parents if there is a change in services related to mental, emotional or physical health or well-being.
- School district personnel may not discourage or prohibit parental notification or involvement in decisions affecting any of the above.
- Prohibits classroom instruction on sexual orientation or gender identity in K-3 or in a manner not age-appropriate for other students.
- At the beginning of the school year, each school district must notify parents of each healthcare service offered at their student's school and the option to withhold consent or decline any specific service.
- If a concern is not resolved a parent may request the appointment of a special magistrate and bring an action against the school district to obtain a declaratory judgement.
  - Signed by the Governor. Effective July 1, 2022.



## SB 1458/HB 1197 PUBLIC EMPLOYEE ORGANIZATIONS

- Prohibits the deduction of union dues and uniform assessments from salaries by an employer
- Requires a public employee joining a union to sign a membership authorization form stating they understand that Florida is a right-to-work state and that union membership is not required as a condition of employment
- Requires an employee organization to petition for recertification if their membership drops to less than 50 percent of the employees eligible to be represented
- Does not apply to an employee organization representing law enforcement officers, correctional officers, correctional probation officers, or firefighters

**DIED**



## SB 974/HB 985 SOVEREIGN IMMUNITY

- Current law sets the limits at \$200,000 per person and \$300,000 per incident
- HB 985, as currently drafted, raises the per person cap to \$1M and eliminates the per incident cap completely
  - The sponsor has filed an amendment that would raise the limits to \$500,000 per person and \$1M per incident, but it has not yet been adopted
- SB 974 previously set new limits of \$1M per person and \$3M per incident
  - However, the bill was amended this week to keep school districts at current limits of \$200,000/\$300,000

**DIED**





BUDGET

Category	FY 2021-2022 (3 <sup>rd</sup> Calc)	FY 2022-2023 as passed	Difference
UFTE	2,912,987.37	2,983,464.64	70,577.27
WFTE	3,208,129.06	3,277,687.35	69,558.29
Total Millage RLE 3.606 + Discretionary .748	4.354	4.354	0
Base Student Allocation (BSA)	\$ 4,372.91	\$ 4,587.40	\$ 214.49
Funds per FTE	\$ 7,758.30	\$ 8,142.85	\$ 384.55
Student Reserve Allocation	\$ 464,287,903	0	- \$ 464,287,903
<b>Total FEFP Funding</b>	<b>\$ 18,006,895,938</b>	<b>\$19,509,798,375</b>	<b>1,502,902,437</b>

Categoricals	FY 2021-2022 (3 <sup>rd</sup> Calc)	FY 2022-2023 as passed	Difference
Digital Classrooms	\$ 8,000,000	\$0	- \$8 m
ESE Guaranteed	\$1,064,584,063	\$1,094,851,200	\$30,267,137
Instructional Materials	\$241,135,805	\$246,978,361	\$ 5,842,556
Mental Health Assistance	\$120,000,000	\$ 140,000,000	\$ 20,000,000
Reading Allocation	\$130,000,000	\$170,000,000	\$40,000,000
Safe School Allocation	\$ 180,000,000	\$210,000,000	\$30,000,000
Student Transportation	\$ 458,641,984	\$ 515,009,084	\$ 56,367,100
Supplemental Academic Instruct	\$ 714,7104,630	\$ 719,314,907	\$ 4,610,277
Teacher Salary Increase	\$ 550,000,000	\$800,000,000	\$250,000,000

BUDGET

Other Categoricals	FY 2021-2022 (3 <sup>rd</sup> Calc)	FY 2022-2023 as passed	Difference
.748 Compression	\$ 286,222,675	\$ 311,462,994	\$25,240,319
DJJ Supplemental	\$4,814,376	\$3,461,325	- \$ 1,353,051
Instructional Materials	\$241,135,805	\$246,978,361	\$ 5,842,556
Federally Connected Suppl	\$14,081,975	\$ 14,390,179	\$ 308,204
Funding Compression and Hold Harmless	\$47,949,000110	\$68,163,995	\$20,214,885
Sparsity Supplement	\$ 53,468,748	\$62,469,312	\$9,000,564
Teacher Classroom Supply	\$54,143,375	\$ 54,143,375	0
Turnaround Supplemental Svcs	\$ 9,716,655	\$ 24,383,050	\$ 14,666,395
Class Size Reduction	\$2,733,976,149	\$2,792,295,170	- \$ 58,319,021



## OTHER BUDGET ISSUES

### **Early Learning**

Partnerships for School Readiness – \$53.2 million (+\$29.68 m)

Early Learning Coalitions \$789,927,228 (+\$100 m)

### **VPK**

Decrease of 2,645 fewer students (-\$6.4 m)

School Year BSA - \$2,803 (+ \$317)

Summer BSA - \$2,393 (+ \$271)

### **Minimum Wage**

The provider or public school will submit an attestation confirming, that within 30 days of receiving the additional funding, all VPK personnel employed by the provider or public school will receive wages of at least \$15.00 per hour for VPK duties. “



## OTHER BUDGET ISSUES

### **FEFP - Minimum Wage Requirement**

From funds in Specific Appropriations 5, 6, 86, and 87, each school district must pay each employee at least \$15.00 per hour by Oct. 1, 2022.

By October 1, 2022, each superintendent must submit an attestation to the Department of Education subject to the penalty of perjury under section 837.012, F.S., which includes a statement that every school district employee's hourly rate is at least \$15.00 per hour.

Beginning January 1, 2023, an employee of a school district who is not receiving a wage of at least \$15.00 per hour may bring a civil action in a court of competent jurisdiction against the school district and, upon prevailing, shall recover the full amount of any back wages unlawfully withheld plus the same amount as liquidated damages, and shall be awarded reasonable attorney's fees and costs. In addition, they shall be entitled to such legal or equitable relief as may be appropriate to remedy the violation including, without limitation, reinstatement in employment and/or injunctive relief.



## OTHER BUDGET ISSUES

### **FEFP - Teacher Salary Increase Allocation**

"50% of the \$250,000,000 provided in Specific Appropriations 5 and 86 for the Teacher Salary Increase Allocation is provided for school districts to increase the minimum base salary for full-time classroom teachers ...

The remaining 50% of the \$250,000,000, plus any remaining funds from the district's share of the 50% stated above, shall be used by school districts as specified in section 1011.62, F. S. "

### **FEFP - Cost Factors**

Grades 9-12 & Career Ed down from 1.010 to .999  
DJJ Allocation down from \$1282.53 to \$922.54

### **Class Size**

Pk-3 down from \$984.42 to \$964.50  
4 to 8 down from \$939.32 to \$920.98  
9 to 12 down from \$942.19 to \$923.21



## OTHER BUDGET ISSUES

### **Non-FEFP - School Recognition Funding - \$200 M**

#### **HB 5003 – Implementing Bill**

- states the school recognition program is to award school districts and charter schools for putting parents first and complying with the provisions of emergency rules promulgated by the Department of Health related to face covering mandates during the 2020-2021 or 2021-2022 school years. .... *All public schools, including charter schools, that received receive a school grade pursuant to s. 1008.34 and were not found in violation of emergency rules promulgated by the Department of Health related to face covering mandates during the 2020-2021 or 2021-2022 school year are eligible*
- extends for 1 year the authorization to provide a funding compression and hold harmless allocation in the FEFP
- provides that for the 2022-2023 Fiscal Year, charter school capital outlay funding shall consist of state funds appropriated in the GAA and not revenue resulting from discretionary millage.
- revising conditional approval for virtual instruction programs to remain valid for 2 years, rather than 1 school year.



## SB 2524 EDUCATION (CONFORMING?)

- **Establishes a New Worlds literacy micro-credential that enables teachers in prekindergarten through grade 12 to provide evidence-based reading interventions**
- **Providing financial incentives for teachers who earn the micro-credential and provide intensive interventions. Aligns reading scholarships to program (K-5)**
- **Requires students enrolled in a juvenile justice education program to be funded like a traditional student in the FEFP**
- **Authorizes school districts to contract with additional entities when developing and implementing an external operator turnaround option plan**
- **Requires the State Board of Education to annually review the school grading scale and adjust when certain thresholds are met**
- **Specifies teacher evaluation procedures are not a mandatory subject of collective bargaining**
- **Prohibits personnel not on performance salary schedule from receiving raises higher than those that are.**
- **Requires educational entities to use the Agency for Health Care Administration Provider Background Screening Clearinghouse to conduct background screenings**
- **Establishes a criminal penalty for individuals who knowingly fail to report sexual misconduct by a school authority figure**



## SB 2524 EDUCATION (CONFORMING?)

- **Limits Virtual FTE residing outside district to 50% of total virtual FTE of students residing inside. Aligns all virtual funding**
- **Requires districts to post COE process on website, maintain waitlist, and maintain capacity by grade level and update every 12 weeks Applies to virtual**
- **Provides flexibility with Reading Allocation by removing lowest 300 additional hour requirement and letting use for incentives for reading teachers and tutoring**
- **Expands ability to use vehicles other than buses for student transportation and creates driving choice grant program**
- **Increases upper limit for sparsity to 30,000 students**
- **Increases UA FES to 26,500. Moves growth rate effective date to 2023-24 and modifies FES transportation scholarship \$750 or district's cost per student**
- **Effective July 1, 2022.**





OTHER BILLS?  
QUESTIONS?



THANK YOU!



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