

Office of Superintendent of Schools  
Board Meeting of January 12, 2000

December 10, 1999

Deputy Superintendent of Schools  
Henry C. Fraind

**SUBJECT: REQUEST TO AMEND THE SCHOOL BOARD'S 2000 LEGISLATIVE PROGRAM TO INCLUDE AMENDING STATE STATUTES RELATING TO ATTENDANCE REQUIREMENTS**

The 1997 Florida Legislature passed legislation that requires school districts to transmit certain student information to the State Department of Highway Safety and Motor Vehicles. The law requires us to transmit student names, dates of birth and social security numbers when a student has 15 unexcused absences in a 90-day period.

However, this legislation conflicts with federal legislation prohibiting the dissemination of student information except in certain limited circumstances. In order to comply with both state and federal statutes, it is necessary to amend Florida law to reflect that the intent of the law is for the prevention, early intervention, control and rehabilitative treatment of juveniles at risk of delinquency.

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida, amend its 2000 Legislative Program to include amending state statutes relating to attendance requirements.

HCF:ca

**H-11**

RECOMMENDED LEGISLATION

A bill to be entitled

An act relating to Attendance Requirements; amending  
s. 322.091, F.S., by adding the following paragraph;  
providing an effective date.

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

Section 1. Section 322.091, F.S., is amended to read:

322.091 Attendance requirements.--It is a purpose of the Legislature that these attendance require-  
ments shall be considered a program of the Department of Juvenile Justice to be administered by the  
Department of Highway Safety and Motor Vehicles for the prevention, early intervention, control, and  
rehabilitative treatment of juveniles at risk of delinquency prior to their becoming part of the juvenile  
justice system. For purposes of these attendance requirements, juveniles are classified as pre-adjudi-  
cated delinquents and any release of personally identifiable information from any educational record is  
deemed to concern the juvenile justice system's ability to effectively serve a student prior to  
adjudication.

Section 2 This act shall take effect upon becoming a law.