

## Department of Education

### Statement Of Estimated Regulatory Costs (SERC)

Division: Bureau of Student Achievement through Language Acquisition (SALA)  
Board: State Board of Education  
Rule Number: 6A-4.02451  
Rule Description: Florida Teacher Standards for English for Speakers of Other Languages (ESOL) Endorsement  
Contact Person: Dr. Raydel Hernandez, Bureau Chief, SALA

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**Please remember to analyze the impact of the rule, NOT the statute, when completing this form.**

A. Is the rule likely to, **directly or indirectly**, have an adverse impact on economic growth, private-sector job creation or employment, or private-sector investment in excess of \$1 million in the aggregate within 5 years after the implementation of the rule?

- |  |                              |  |
|--|------------------------------|--|
| 1. Is the rule likely to reduce personal income?           | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 2. Is the rule likely to reduce total non-farm employment? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 3. Is the rule likely to reduce private housing starts?    | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 4. Is the rule likely to reduce visitors to Florida?       | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 5. Is the rule likely to reduce wages or salaries?         | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 6. Is the rule likely to reduce property income?           | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

Explanation:

If any of these questions are answered "Yes," presume that there is a likely and adverse impact in excess of \$1 million, and the rule must be submitted to the legislature for ratification.

B. Is the rule likely to, **directly or indirectly**, have an adverse impact on business competitiveness, including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets, productivity, or innovation in excess of \$1 million in the aggregate within 5 years after the implementation of the rule?

1. Is the rule likely to raise the price of goods or services provided by Florida business?
- ☐ Yes      ☒ No

## Department of Education

### Statement Of Estimated Regulatory Costs (SERC)

2. Is the rule likely to add regulation that is not present in other states or markets?  
☐ Yes ☒ No
3. Is the rule likely to reduce the quantity of goods or services Florida businesses are able to produce, i.e. will goods or services become too expensive to produce?  
☐ Yes ☒ No
4. Is the rule likely to cause Florida businesses to reduce workforces?  
☐ Yes ☒ No
5. Is the rule likely to increase regulatory costs to the extent that Florida businesses will be unable to invest in product development or other innovation?  
☐ Yes ☒ No
6. Is the rule likely to make illegal any product or service that is currently legal?  
☐ Yes ☒ No

#### Explanation:

If any of these questions are answered "Yes," presume that there is a likely and adverse impact in excess of \$1 million, and the rule must be submitted to the legislature for ratification.

C. Is the rule likely, **directly or indirectly**, to increase regulatory costs, including any transactional costs (see F below for examples of transactional costs), in excess of \$1 million in the aggregate within 5 years after the implementation of this rule?

1. Current one-time costs
2. New one-time costs
3. Subtract 1 from 2
4. Current recurring costs
5. New recurring costs
6. Subtract 4 from 5
7. Number of times costs will recur in 5 years
8. Multiply 6 times 7
9. Add 3 to 8

## Department of Education

### Statement Of Estimated Regulatory Costs (SERC)

If 9. is greater than \$1 million, there is likely an increase of regulatory costs in excess of \$1 million, and the rule must be submitted to the legislature for ratification.

#### D. Good faith estimates (numbers/types):

1. The number of individuals and entities likely to be required to comply with the rule.  
*(Please provide a reasonable explanation for the estimate used for the number of individuals and methodology used for deriving the estimate).*

*All Florida institutions, colleges and school districts will be required to comply with the rule, including the state's institutions of higher education, educator preparation institutes, public school districts and charter management organizations. This includes approximately 12 public universities, 28 colleges, 67 school districts and 4-6 other institutions such as the Florida School for the Deaf and Blind and the Florida Virtual School.*

2. A general description of the types of individuals likely to be affected by the rule.

*This will affect Florida educators and school personnel seeking to acquire the ESOL Endorsement, including teacher candidates, teachers, school administrators and school counselors. It will also affect personnel in the institutions noted above who will need to review the new standards and their programs for possible modifications to prepare persons based on the new standards.*

*SALA will implement the updated Florida Teacher Standards for ESOL Endorsement June 1, 2026. This rule revision requires each school district and state-approved teacher preparation program to submit their revised ESOL endorsement matrices to the Department for review and approval. This new requirement is designed to reflect current research and best practices for ESOL Endorsement.*

#### E. Good faith estimates (costs):

1. Cost to the department of implementing the proposed rule:

☐ None. The department intends to implement the proposed rule within its current workload, with existing staff.

☒ Minimal. *(Provide a brief explanation).*

*All the institutions noted above will need to review the new standards and possibly purchase new materials to cover the standards and train persons to provide training to teachers and others who wish to obtain the endorsement. Because these institutions already have ESOL programs, the costs to review the programs to tailor them to the new standards are expected to be minimal.*

☐ Other. *(Please provide a reasonable explanation for the estimate used and methodology used for deriving the estimate).*

## Department of Education

### Statement Of Estimated Regulatory Costs (SERC)

2. Cost to any other state and local government entities of implementing the proposed rule:

☒ None. This proposed rule will only affect the department.

☐ Minimal. *(Provide a brief explanation).*

☐ Other. *(Please provide a reasonable explanation for the estimate used and methodology used for deriving the estimate).*

3. Cost to the department of enforcing the proposed rule:

☒ None. The department intends to enforce the proposed rule within its current workload with existing staff.

☐ Minimal. *(Provide a brief explanation).*

☐ Other. *(Please provide a reasonable explanation for the estimate used and methodology used for deriving the estimate).*

4. Cost to any other state and local government of enforcing the proposed rule:

☐ None. This proposed rule will only affect the department.

☒ Minimal. *(Provide a brief explanation). Please see the response to E.2*

☐ Other. *(Please provide a reasonable explanation for the estimate used and methodology used for deriving the estimate).*

- F. Good faith estimates (transactional costs) likely to be incurred by individuals and entities, including local government entities, required to comply with the requirements of the proposed rule. *(Includes filing fees, cost of obtaining a license, cost of equipment required to be installed or used, cost of implementing processes and procedures, cost of modifying existing processes and procedures, additional operating costs incurred, cost of monitoring, and cost of reporting, or any other costs necessary to comply with the rule).*

☐ None. This proposed rule will only affect the department.

☒ Minimal. *(Provide a brief explanation). Please see the response to E.2*

☐ Other. *(Please provide a reasonable explanation for the estimate used and methodology used for deriving the estimate).*

## Department of Education

### Statement Of Estimated Regulatory Costs (SERC)

- G. An analysis of the impact on small business as defined by s. 288.703, F.S., and an analysis of the impact on small counties and small cities as defined by s. 120.52, F.S.  
*(Includes:*

- Why the regulation is needed [e.g., How will the regulation make the regulatory process more efficient? Required to meet changes in federal law? Required to meet changes in state law?];*
- The type of small businesses that would be subject to the rule;*
- The probable impact on affected small businesses [e.g., increased reporting requirements; increased staffing; increased legal or accounting fees?];*
- The likely per-firm regulatory cost increase, if any).*

A small business is defined in Section 288.703, F.S., as "...an independently owned and operated business concern that employs 200 or fewer permanent full-time employees and that, together with its affiliates, has a net worth of not more than \$5 million or any firm based in this state which has a Small Business Administration 8(a) certification. As applicable to sole proprietorships, the \$5 million net worth requirement shall include both personal and business investments."

A small county is defined in Section 120.52(19), F.S., as "any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census." And, a small city is defined in Section 120.52(18), F.S., as "any municipality that has an unincarcerated population of 10,000 or less according to the most recent decennial census."

The estimated number of small businesses that would be subject to the rule:

- |   |  |                                  |
|---|--|----------------------------------|
| <input type="checkbox"/> 1-99                     | <input type="checkbox"/> 100-499         | <input type="checkbox"/> 500-999 |
| <input type="checkbox"/> 1,000-4,999              | <input type="checkbox"/> More than 5,000 |                                  |
| <input type="checkbox"/> Unknown, please explain: |  |                                  |

☐ Analysis of the impact on small business:

☐ There is no small county or small city that will be impacted by this proposed rule.

☒ A small county or small city will be impacted. *Please see the response to E.2*

☐ Lower impact alternatives were not implemented? Describe the alternatives and the basis for not implementing them.

- H. Any additional information that the agency determines may be useful.

☐ None.

☒ Additional.

## Department of Education

### Statement Of Estimated Regulatory Costs (SERC)

*ESOL standards are necessary to assist non-English speaking students in transitioning to mainstream and are critical in student success. These updated educational standards were developed with the assistance of a workgroup who reviewed and provided feedback to the standards on multiple occasions. Other individuals with expertise provide valuable input.*

- I. A description of any good faith written proposal for a lower cost regulatory alternative to the proposed rule which substantially accomplishes the objectives of the law being implemented and either a statement adopting the alternative or a statement of the reasons rejecting the alternative in favor of the proposed rule.

☒ No good faith written proposals for a lower cost regulatory alternative to the proposed rule were received.

☐ See attachment "A".

☐ Adopted in entirety.

☐ Adopted / rejected in part. *(Provide a description of the parts adopted or rejected, and provide a brief statement of the reasons adopting or rejecting this alternative in part).*

☐ Rejected in entirety. *(Provide a brief statement of the reasons rejecting this alternative).*

☐ See attachment "B".

☐ Adopted in entirety.

☐ Adopted / rejected in part. *(Provide a description of the parts adopted or rejected, and provide a brief statement of the reasons adopting or rejecting this alternative in part).*

☐ Rejected in entirety. *(Provide a brief statement of the reasons rejecting this alternative).*

☐ See attachment "C".

☐ Adopted in entirety.

☐ Adopted / rejected in part. *(Provide a description of the parts adopted or rejected, and provide a brief statement of the reasons adopting or rejecting this alternative in part).*

☐ Rejected in entirety. *(Provide a brief statement of the reasons rejecting this alternative).*

☐ See attachment "D".

☐ Adopted in entirety.

Department of Education

Statement Of Estimated Regulatory Costs (SERC)

☐ Adopted / rejected in part. *(Provide a description of the parts adopted or rejected, and provide a brief statement of the reasons adopting or rejecting this alternative in part).*

☐ Rejected in entirety. *(Provide a brief statement of the reasons rejecting this alternative).*

☐ See attachment "E".

☐ Adopted in entirety.

☐ Adopted / rejected in part. *(Provide a description of the parts adopted or rejected, and provide a brief statement of the reasons adopting or rejecting this alternative in part).*

☐ Rejected in entirety. *(Provide a brief statement of the reasons rejecting this alternative).*

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