



Capital Office for Administrative, Accreditation & Legislative Services

March 22, 2015

TO: All FACCS Administrators

FROM: Dr. Howard G. Burke, FACCS Executive Director

RE: Capital Update

As we move into the fourth week of the 2015 Legislative Session several initiatives of importance to Christian and private schools are moving between the respective Chambers. Below noted in "**BLUE**" is the latest activity on each bill to date. Bills that show no movement in the House or Senate may be moving on one side first to assure passage and then will have their companion bill (identical or similar) start the Committee hearing process in the opposite Chamber.

Additionally there are bills not listed that are still in bill drafting as Proposed Committee Bills. This is happening with a new bill being developed by House Education that will provide changes to the current structure of the Florida High School Athletic Association. The bill is expected to surface later this week.

Key legislation moving that you should be closely following relates to early childhood, dual enrollment, expansion of Personal Learning Savings Accounts, background screening and the official opening dates of schools which will provide an earlier start period. You will find additional details following the noted bills.

- FL H 11      **SIMILAR:**                      FL S 250  
**AUTHOR:**                      Pilon [R]  
**TITLE:**                              Care of Children  
**SUMMARY:**  
Relates to care of children; exempts certain membership organizations from licensing requirements and minimum standards for child care facilities; provides screening requirements for organization employees under certain circumstances; relates to after-school programs and delinquency programs that are facility-based or school based. **The companion bill was taken up in Senate. See comment under SB 250.**
- FL H 19      **SIMILAR:**                      FL S 180  
**AUTHOR:**                      Steube [R]  
**TITLE:**                              School Safety  
**SUMMARY:**  
Relates to school safety; permits school superintendent, with approval of the school board, to authorize school safety designee to carry concealed weapon or firearm on school property; provides requirements for school safety designees; provides exception to prohibition on possession of firearms or other specified devices on school property or other specified areas; provides for fingerprint processing and retention; requires that fees be borne by school safety designee or school.  
**STATUS:**  
03/19/2015                      From HOUSE Committee on APPROPRIATIONS: Reported favorably with substitute. (19-9) **The bill has received consistent**

**favorable movement through Committees mainly based on party line votes.**

- FL H 153      **SIMILAR:**            FL S 1116  
**AUTHOR:**            Lee L [D]  
**TITLE:**                Literacy Jump Start Pilot Project  
**SUMMARY:**  
Requires the Office of Early Learning to establish the pilot project in St. Lucie County to assist low-income, at-risk children in developing emergent literacy skills; requires the office to select an organization to implement the pilot project; requires the office to oversee implementation of the pilot project; defies the term emergent literacy; provides eligibility requirements for participation; requires background screening for child care personnel; requires emergent literacy training for instructors.  
**STATUS:**  
03/20/2015            In HOUSE. Placed on Calendar. **This bill has language that prohibits "religious indoctrination." While well-intentioned if the bill is passed in the current posture it sets a precedent that can be added to other programs like VPK prohibiting a faith-based ministry from teaching about religious distinctive. There is an effort under way to remove the wording.**
- FL H 349      **COMPARE:**            FL H 7069  
**SIMILAR:**            FL S 688  
**AUTHOR:**            Mayfield D [R]  
**TITLE:**                Opening and Closing of Public Schools  
**SUMMARY:**  
Relates to opening and closing of public schools; revises requirement for uniform opening date of public schools; provides that academically high-performing school districts must comply with provisions relating to uniform opening date of public schools. **This bill is moving in the Senate. Schools will be allowed to begin approximately 21 days before Labor day via amendments.**
- FL H 425      **AUTHOR:**            McGhee [D]  
**TITLE:**                Education of Children With Disabilities  
**SUMMARY:**  
Relates to education of children with disabilities; provides for State Bill of Rights for Children with Disabilities & their Parents or Guardians; provides guarantees relating to free appropriate public education, least-restrictive educational environment, IEPs, procedural due process, nondiscriminatory assessment, parental participation, & data sharing.
- FL H 477      **IDENTICAL:**        FL S 970  
**AUTHOR:**            Sprowls [R]  
**TITLE:**                Background Screening  
**SUMMARY:**  
Relates to background screening; revises requirement relating to background screening of instructional personnel in virtual instruction programs; provides additional offenses that determine ineligibility for educator certification or employment; revises requirements for submission, retention, search, and reporting of fingerprints of educational personnel and contractual personnel; provides for Department of Law Enforcement participation in national retained print arrest notification program.  
**STATUS:**  
03/19/2015            From HOUSE Committee on APPROPRIATIONS: **Reported favorably.** (27-0)  
03/20/2015            To HOUSE Committee on EDUCATION. **The bill will require screening of virtual instructors.**
- FL H 483      **IDENTICAL:**        FL S 518

**AUTHOR:** Jones M [D]  
**TITLE:** Voluntary Prekindergarten Education Program

**SUMMARY:**

Relates to voluntary prekindergarten education program; revises provisions relating to calculation of kindergarten readiness rate for Voluntary Prekindergarten Education Program providers and schools; requires administration of preassessment and postassessment to students; provides assessment requirements; requires Office of Early Learning to annually report certain student growth data to State Board of Education.

**This bill is a first effort in what has been stated to be a multi-year approach in creating higher quality standards based on best practice research for those involved in the VPK Program.**

FL H 603

**COMPARE:** FL H 7057  
**SIMILAR:** FL S 530  
**AUTHOR:** Geller [D]  
**TITLE:** Bullying and Harassment Policies in Schools  
**SUMMARY:**

Relates to bullying and harassment policies in schools; requires school districts to revise bullying & harassment policy at specified intervals; requires schools to implement policy; requires policy to include specific procedures & programs.

FL H 713

**SIMILAR:** FL S 874  
**AUTHOR:** Perry [R]  
**TITLE:** Students Dual Enrollment Program Fee Exemptions  
**SUMMARY:**

Relates to dual enrollment program; exempts dual enrollment students from paying technology fees; revises provisions relating to home education students participating in dual enrollment program; authorizes instructional materials to be free of charge to students; provides requirements for private school student to participate in dual enrollment program; revises provisions relating to dual enrollment articulation agreements. **This bill will be held in the current posture until the Senate companion which is moving favorably is approved. See comments on SB 874.**

FL H 747

**COMPARE:** FL S 960, FL S 1140  
**AUTHOR:** Rooney [R]  
**TITLE:** Bright Futures Scholarship Program  
**SUMMARY:**

Relates to Bright Futures scholarship program; delays an initial award and renewal period for students unable to accept an award immediately after completion of high school due to a certain religious or service obligations; revises eligibility requirements for home education students; requires prerequisites for certain awards; specifies provisions related to prerequisites and volunteer work.

FL H 877

**COMPARE:** FL H 1121, FL S 1496  
**SIMILAR:** FL S 1450  
**AUTHOR:** Mayfield D [R]  
**TITLE:** Assessments and Accountability  
**SUMMARY:**

Relates to assessments and accountability; authorizes school district to select certain assessments to administer instead of statewide, standardized assessments; provides for selection of assessments, funding, & scoring of assessments; requires State Board of Education (SBE) to ensure against certain repercussions; exempts certain students from participation in statewide, standardized assessment program; provides for administration of paper-based assessments.

FL H 977

**SIMILAR:** FL S 214  
**AUTHOR:** Powell [D]  
**TITLE:** Discrimination in Employment Screening  
**SUMMARY:**

Relates to discrimination in employment screening; prohibits employer from inquiring into or considering applicant's criminal record on initial employment application unless required by law.

- FL H 1045      **AUTHOR:**                      Burgess [R]  
**TITLE:**                              Homebound Instruction  
**HEARING:**                      03/24/2015 10:00 am  
**SUMMARY:**  
Relates to homebound instruction; defines homebound instruction; provides eligibility for certain students to receive homebound instruction, instruction requirements, & award of course credit; encourages school districts to pursue certain instruction methods; provides for rulemaking.
- FL H 1145      **COMPARE:**                      FL S 1448, FL S 1552  
**AUTHOR:**                              Sprowls [R]  
**TITLE:**                              Parent and Student Rights  
**HEARING:**                      03/24/2015 10:00 am  
**SUMMARY:**  
Relates to parent and student rights; provides right of parent to know average amount of money expended for education of his or her child; requires Department of Education (DOE) to provide each school district with such information & requires school districts to provide notification to parents; authorizes information to be published in student handbook or similar publication; deletes definition of and provisions relating to controlled open enrollment; requires each school district to instead establish/. **This is a massive expansion of CHOICE options to empower parents in picking a school of choice or a course at an alternate school if not satisfied with the current instructor. See comment under SB 1552.**
- FL H 1157      **AUTHOR:**                              Bileca [R]  
**TITLE:**                              Scholarships for Students With Disabilities  
**SUMMARY:**  
Relates to John M. McKay scholarships for students with disabilities program; requires parent of certain students to acknowledge receipt of information relating to John M. McKay Scholarships; requires school district to keep acknowledgment & annually provide acknowledgment to Department of Education (DOE); authorizes Department of Education (DOE) to create standard acknowledgment form; requires school districts to use standard acknowledgment form if provided by Department of Education (DOE). **This will be a broadening of required "notifications of services" to students in defined categories. This will enhance the offering of PLSA options and broaden the categories of applicability.**
- FL H 1177      **COMPARE:**                      FL H 1241, FL H 7069, FL S 616, FL S 1544  
**IDENTICAL:**                      FL S 774  
**AUTHOR:**                              Dudley [D]  
**TITLE:**                              Education Accountability  
**SUMMARY:**  
Relates to education accountability; provides that English Language Arts (ELA) & Mathematics online assessments may not be fully implemented until certain technology infrastructure, connectivity, & capacity have been tested, verified, & certified as ready; specifies that, for purpose of student assessment program, state & local student assessment programs must use minimum amount of testing necessary; provides that PSAT, SAT, & act are tests that may be accepted in lieu of common placement test to assess /.
- FL H 7017      **COMPARE:**                              FL S 7006  
**AUTHOR:**                              Education Cmt  
**TITLE:**                              Early Learning  
**SUMMARY:**  
Relates to Early learning; includes large family child care homes in local zoning

regulation requirements; revises certain minimum standards for child care facilities & requirements for certain personnel; provides for inspection of programs regulated by Department of Children and Families (DCF); provides exemptions from child care facility licensing standards; revises restrictions on residential property insurance coverage to include coverage for large family child care homes & Child Care.

**STATUS:**

03/17/2015

In HOUSE. Placed on Calendar. **This companion bill will now remain on the House Calendar until SB 7006 is passed. Since parallel legislation died on the Senate floor at the close of the 2014 Session it has been determined to be sure all hurdles are overcome on the Senate side before advancing the House companion.**

FL H 7095

**COMPARE:**

FL H 723, FL S 602

**AUTHOR:**

Education Cmt

**TITLE:**

Florida Personal Learning Scholarship Accounts

**SUMMARY:**

Relates to Florida personal learning scholarship accounts; revises provisions of Florida Personal Learning Scholarship Accounts Program relating to definitions, use of funds, terms of program, doe obligations, commissioner authority & obligations, parent & student responsibilities, administration of accounts, funding & payments, & audits; revises provisions of Florida Tax Credit Scholarship Program relating to applications & audits.

**STATUS:**

03/20/2015

In HOUSE. On Committee agenda 03/24/15. **This is a major expansion of PLSA options for a broader category of services and opportunities to qualifying persons. The current cap of \$18.1 million is expected to expand to approximately \$35 million. The benefits of the program are now being administered through Step-Up and the new scholarship granting agency "AAA." The enrollment period is open under "AAA." Step-Up has determined a closing date to participate and it is posted online. AAA appears to offer some distinct advantages in their format of operation with no administrative fees, live answering services, and 100% of the scholarship going to the benefit of the student. This is the "no frills" SFO.**

FL S 92

**COMPARE:**

FL H 29

**AUTHOR:**

Hukill [R]

**TITLE:**

High School Graduation Requirements

**SUMMARY:**

Relates to high school graduation requirements; revises the requirements for the Next Generation Sunshine State Standards to include standards for financial literacy; revises the required credits for a standard high school diploma to include specified credits of instruction in personal financial literacy and money management and credits of electives.

FL S 156

**SIMILAR:**

FL H 33

**AUTHOR:**

Abruzzo [D]

**TITLE:**

Prohibited Discrimination

**SUMMARY:**

Relates to prohibited discrimination; creates the State Competitive Workforce Act; revises provisions to include sexual orientation and gender identity or expression and the perception of race, color, religion, sex, national origin, age, sexual orientation, gender identity or expression, handicap, or marital status as impermissible grounds for discrimination; adds sexual orientation and gender identity or expression as impermissible grounds for discrimination.

FL S 180

**SIMILAR:**

FL H 19

**AUTHOR:** Evers [R]  
**TITLE:** School Safety  
**SUMMARY:**  
Relates to school safety; permits a school superintendent, with approval of the school board, to authorize a school safety designee to carry a concealed weapon or firearm on school property; requires school boards to formulate policies and procedures for managing active-shooter and hostage situations; permits district school boards to commission one or more school safety officers on each school campus.

**STATUS:**  
03/18/2015 In SENATE. On Committee agenda 03/23/15. **The bills are advancing with amendments along partisan line votes.**

FL S 214 **SIMILAR:** FL H 977  
**AUTHOR:** Clemens [D]  
**TITLE:** Discrimination In Employment Screening  
**SUMMARY:**  
Relates to discrimination in employment screening; prohibits an employer from inquiring into or considering an applicant's criminal history on an initial employment application unless required to do so by law.

FL S 250 **SIMILAR:** FL H 11  
**AUTHOR:** Smith C [D]  
**TITLE:** Child Care Facilities  
**SUMMARY:**  
Relates to child care facilities; requires that certain membership organizations conduct level 2 background screening for child care personnel; requires such organizations to demonstrate compliance upon request; excludes certain membership organizations from the definition of the term child care facility.

**STATUS:**  
03/03/2015 In SENATE. On Committee agenda 03/05/2015. **The bill caused a major question on "why religious exemption should be granted in the first place?" Fact is this has nothing to do with religious exemption and is being misrepresented to skirt the same requirements everyone in the child care, after care & early childhood scene must satisfy as to screening and background checks. If this bill is passed it sets a lower precedent for a preferred (YMCA, Young Men's and Boys and Girls Clubs of America," while the rest of like entities would still be required to deal with the requirements under FS. 402 and 409.**

FL S 370 **AUTHOR:** Soto [D]  
**TITLE:** Students With Disabilities Occupational Training  
**SUMMARY:**  
Relates to students with disabilities; requires occupational skills training be incorporated into an individual education plan for students with disabilities.

FL S 504 **AUTHOR:** Sobel [D]  
**TITLE:** Playground Safety  
**SUMMARY:**  
Relates to playground safety.

FL S 518 **IDENTICAL:** FL H 483  
**AUTHOR:** Gibson A [D]  
**TITLE:** Voluntary Prekindergarten Education Program  
**SUMMARY:**  
Relates to voluntary prekindergarten education program; revises provisions relating to calculation of the kindergarten readiness rate for Voluntary Prekindergarten Education

Program providers and schools; requires the administration of a preassessment and postassessment to students based upon adopted performance standards.

**STATUS:**

03/12/2015

To SENATE APPROPRIATIONS SUBCOMMITTEE on EDUCATION. **This bill is a first effort in what has been stated to be a multi-year approach in creating higher quality standards based on best practice research for those involved in the VPK Program. The current initiative is being pushed in SB 7006 relating to health, safety, sanitation, etc. with a major change in accountability to any programs participating in School Readiness or VPK. The next tiers of change will relate to Gold Seal national entities, ratios, teacher qualification, assessment outcomes, etc. in the 2016 Session.**

FL S 530

**COMPARE:**

FL H 7057

**SIMILAR:**

FL H 603

**AUTHOR:**

Ring [D]

**TITLE:**

School Bullying and Harassment Policies

**SUMMARY:**

Relates to bullying and harassment policies in schools; requires school districts to revise their bullying and harassment policies at specified intervals; specifies that a school district policy require a school to implement the policy in a certain manner and integrate it with the school's bullying prevention and intervention program.

FL S 602

**COMPARE:**

FL H 723, FL H 7095

**AUTHOR:**

Gaetz D [R]

**TITLE:**

Students With Disabilities

**SUMMARY:**

Relates to students with disabilities; revises scholarship application deadlines and guidelines; requires authorized program funds to support the student's educational needs; provides future repeal of provisions pertaining to an implementation schedule of notification and eligibility timelines; authorizes a prepaid college plan to be purchased, accounted for, used, and terminated under certain circumstances.

**STATUS:**

03/20/2015

In SENATE. On Committee agenda 03/25/15. **This bill is advancing with amendments that allow for expansion of services (autism & muscular dystrophy), PLSA's, partial tutor coverage in lieu of full time tutor, date and age of entry and more advantages.**

FL S 624

**IDENTICAL:**

FL H 303

**AUTHOR:**

Thompson G [D]

**TITLE:**

High School Interscholastic Athletic Program

**SUMMARY:**

Relates to funding for high school interscholastic athletic programs; levies a surcharge on the admission charges for professional sporting events; provides that certain admissions are exempt from the surcharge; provides for deposit and use of surcharge proceeds for high school interscholastic athletic programs.

**On a related note additional legislation is being drafted to modify the function, governance, and structure of the FHSAA. The initial legislation will come through the House Education K-12 Committee. Current discussions call for a reduction of the number of Board members from 17 to 9 with representatives that will not reflect the current representation of the member schools but will enhance positions of a charter school, home school, and other minor affiliates to the Board posture. The fact that one-third of the schools currently are from the private school sector is not of concern to the sponsors that presently in discussions do not provide for even one private school representative to serve**

**on the Board. The PCB was to be heard last Thursday but was pulled at the last minute and is going through additional drafting.**

- FL S 688      **COMPARE:**            FL H 7069  
**SIMILAR:**            FL H 349  
**AUTHOR:**            Montford [D]  
**TITLE:**                Opening and Closing of Public Schools  
**SUMMARY:**  
Relates to opening and closing of public schools; revises a requirement for the uniform opening date of public schools; provides that academically high-performing school districts must comply with provisions relating to the uniform opening date of public schools; provides an exception for certain school districts for a certain timeframe.  
**STATUS:**  
03/18/2015            To SENATE Committee on APPROPRIATIONS. **See comment on House companion.**
- FL S 774      **COMPARE:**            FL H 1241, FL H 7069, FL S 616, FL S 1544  
**IDENTICAL:**          FL H 1177  
**AUTHOR:**            Montford [D]  
**TITLE:**                Education Accountability  
**SUMMARY:**  
Relates to education accountability.
- FL S 874      **SIMILAR:**            FL H 713  
**AUTHOR:**            Stargel [R]  
**TITLE:**                Dual Enrollment Program  
**SUMMARY:**  
Relates to dual enrollment program; exempts dual enrollment students from paying certain fees, including technology fees; deletes the requirement that a home education secondary student be responsible for his or her own instructional materials in order to participate in the dual enrollment program; authorizes certain instructional materials to be made available free of charge to dual enrollment students in public high schools, home education programs, and private schools.  
**STATUS:**  
03/19/2015            To SENATE APPROPRIATIONS SUBCOMMITTEE on EDUCATION.  
**This bill was taken up and approved on a 8/3 vote in its original (un-amended) form. The sponsor is giving consideration to favorable amendments that more clearly state a private school may not be billed for the tuition of dual enrolled students. The major issue is how the options are currently designed. The legislation will allow a private school student to enter an articulation agreement directly with the college of choice. Their tuition, books, and technology materials would be provided free of charge in the same methodology as that of a public school or home school student. A private school may also establish an agreement separately and have qualified faculty approved by the college to teach the subjects at the nonpublic school site and as employees of the private school without charge. However charges could still be imposed if the college provides the adjunct instructor at the private school campus or the student attends at the college campus. There are additional scenarios to this bill. However, what is still missing is the equality of service to be provided a taxpayers child that also attends a private school and wants to dual enroll and go to the college which may then foster a charge for college tuition per credit hour of approximately \$72 per credit back to the private school for services rendered to the dual enrolled student that is not represented in the public**



school (district) student FTE count. The discriminatory aspect of the entire issue is the private school providing the student an education is saving the district \$7127 per student in FEFP funding plus capital costs for a minimum total of \$10,000 per year. But the college says it is losing money because tuition is not paid. The district says it should not have to pay because the student is not registered in a district school. Thus the dilemma. If this is a concern to your school and qualifying students you are encouraged to communicate your support to right this mess and allow for non-discrimination and equality (the liberals love the language) of all students as these enrollees are coming from the homes of tax-paying parents supporting not only the public schools but the state revenues going to public colleges and universities.

- FL S 970           **IDENTICAL:**           FL H 477  
**AUTHOR:**           Stargel [R]  
**TITLE:**               Background Screening  
**SUMMARY:**  
Relates to background screening.
- FL S 1116           **SIMILAR:**           FL H 153  
**AUTHOR:**           Abruzzo [D]  
**TITLE:**               Literacy Jump Start Pilot Project  
**SUMMARY:**  
Relates to literacy jump start pilot project; requires the Office of Early Learning to establish the pilot project in St. Lucie County to assist low-income, at-risk children in developing emergent literacy skills; requires the office to select an organization to implement the pilot project; encourages the coordination of basic health screening and immunization services in conjunction with emergent literacy instruction.
- FL S 1382           **AUTHOR:**           Evers [R]  
**TITLE:**               Charitable Organizations and Educational Institutions  
**SUMMARY:**  
Relates to charitable organizations and educational institutions that conduct drawings by chance; provides an exemption for a charitable organization or educational institution if conducting a raffle that splits evenly the proceeds between the charitable organization or institution and the winner or if awarding a nonmonetary prize to the winner, with all proceeds accruing to the educational institution or charitable organization; provides that a charitable organization or an educational institution that /.
- FL S 1480           **AUTHOR:**           Stargel [R]  
**TITLE:**               Student Extracurricular Activities  
**SUMMARY:**  
Relates to student extracurricular activities.
- FL S 1546           **SIMILAR:**           FL H 1275  
**AUTHOR:**           Flores [R]  
**TITLE:**               Bright Futures Scholarship Program  
**SUMMARY:**  
Relates to the State bright futures scholarship program.
- FL S 1552           **COMPARE:**           FL H 357, FL H 1145, FL H 7037, FL S 638, FL S 692, FL S 720, FL S 906, FL S 952, FL S 1036, FL S 1448  
**AUTHOR:**           Benacquisto [R]  
**TITLE:**               Parent and Student Rights  
**SUMMARY:**  
Relates to student choice; requires the department of education to provide education

cost information; specifies requirements for open enrollment; revises and specifies certain requirements related to charter schools; specifies requirements related to the transfer process; specifies provisions for students who are eligible for hospitalized program services; authorizes certain transfer requests; relates to professional development program for certain school principals and funding.

FL S 7006

**COMPARE:** FL H 7017  
**AUTHOR:** Education Pre-K - 12 Cmt  
**TITLE:** Early Learning

**SUMMARY:**

Relates to early learning; changes certain family day care, terms and requirements; revises requirements for nonpublic schools delivering voluntary prekindergarten education programs, school readiness programs and certain licensing and certification; revises restrictions on residential property insurance; authorizes district school board or charter school governing board to adopt policies related to public kindergarten; requires a literacy study on the impact of program participants.

**STATUS:**

03/03/2015 From SENATE Committee on COMMUNITY AFFAIRS: **Reported favorably with substitute.**

03/03/2015 To SENATE APPROPRIATIONS SUBCOMMITTEE on HEALTH AND HUMAN SERVICES.

03/03/2015 Referred to SENATE Committee on APPROPRIATIONS. **This bill has moved to the final Committee of assignment. The current legislation preserves the: accreditation requirements for VPK by NCPSA, FAANS, & Middle States Commission on Elementary and Secondary Schools, etc. It further prohibits the state, ELC, OEL, DCF, etc. from seeking to mandate curriculum to be used for VPK. Maintains ministry autonomy and is limited specifically to health, safety, and sanitation and child welfare outlined in the licensing rule of Chapter 65c-22 which all FACCS religious exempt or accredited schools meet or exceed currently. However, this is a comprehensive re-write of F.S. 402. It will require quarterly inspections, substantial compliance for health & safety, screening, etc. as provided in a licensed program. Fees will be no more than the cost of an annual license. Inspections will be conducted uniformly by the State DCF/DOH or their designee. This is mandated to have an equality of inspections and the ability of determining Class I, II, or III Violations. Religious exemption is still retained providing the religious exempt entity does not participate in any form of State, Federal, or local funding. There is considerably more to the legislation as covered at the FACCS Administrator's Conference and in the previous Capital Update. Both versions will be amended on their respective floors to cover additional areas such as early entry to an accelerated K-5 at age four if qualified or a return of a K-5 child to a four-year age program if not ready for K-5.**

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