

1                                   A bill to be entitled  
 2           An act relating to the shared use of public school  
 3           playground facilities; creating s. 1013.101, F.S.;  
 4           providing legislative findings and intent; defining  
 5           terms; requiring the Department of Education to  
 6           provide specified assistance to school districts;  
 7           creating the Shared Use Task Force within the  
 8           department; specifying the purpose and membership of  
 9           the task force; providing requirements for electing a  
 10          task force chair and vice chair and conducting its  
 11          meetings; requiring the department to provide the task  
 12          force with necessary staff; requiring the task force  
 13          to submit a report to the Legislature by a specified  
 14          date; providing for expiration of the task force;  
 15          providing an effective date.

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

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 19           Section 1.   Section 1013.101, Florida Statutes, is created  
 20 to read:

21           1013.101 Shared use agreements.-

22           (1) LEGISLATIVE FINDINGS AND INTENT.-The Legislature finds  
 23 that greater public access to recreation and sports facilities  
 24 is needed to reduce the impact of obesity, diabetes, and other  
 25 chronic diseases on personal health and health care

26 expenditures. Public schools are equipped with taxpayer-funded  
27 indoor and outdoor recreation facilities that offer easily  
28 accessible opportunities for physical activity for residents of  
29 the community. The Legislature also finds that it is the policy  
30 of the state for district school boards to allow the shared use  
31 of school buildings and property by adopting policies allowing  
32 for shared use and implementing shared use agreements with local  
33 governmental entities and nonprofit organizations. The  
34 Legislature intends to increase the number of school districts  
35 that open their playground facilities to community use outside  
36 of school hours.

37 (2) DEFINITIONS.—As used in this section, the term:

38 (a) "High-need communities" means communities in which at  
39 least 50 percent of children are eligible to receive free or  
40 reduced-price meals at the school that will be the subject of  
41 the shared use agreement.

42 (b) "Shared use" means allowing access to school  
43 playground facilities by community members for recreation or  
44 another purpose of importance to the community through a shared  
45 use agreement or a school district or school policy that opens  
46 school facilities for use by government or nongovernmental  
47 entities or the public.

48 (c) "Shared use agreement" means a written agreement  
49 between a school district and a government or nongovernmental  
50 entity which defines the roles, responsibilities, terms, and

51 conditions for community use of a school-owned facility for  
52 recreation or other purposes.

53 (3) PROMOTION OF COMMUNITY USE OF SHARED FACILITIES.—The  
54 department shall provide technical assistance to school  
55 districts, including, but not limited to, individualized  
56 assistance, the creation of a shared use technical assistance  
57 toolkit containing useful information for school districts, and  
58 the development of a publicly accessible online database of  
59 shared use resources and existing shared use agreements.

60 Section 2. Shared Use Task Force.—The Shared Use Task  
61 Force, a task force as defined in s. 20.03, Florida Statutes, is  
62 created within the Department of Education. The task force is  
63 created to identify barriers in creating shared use agreements  
64 and to make recommendations to facilitate the shared use of  
65 school facilities generally and in high-need communities.

66 (1) The task force is composed of 7 members appointed by  
67 the department, as follows:

68 (a) Two representatives from school districts, including 1  
69 representative from school districts 1 through 33 and 1  
70 representative from school districts 34 through 67;

71 (b) One representative from a public health department;

72 (c) Two representatives from community-based programs in  
73 high-need communities; and

74 (d) Two representatives from recreational organizations.

75 (2) The task force shall elect a chair and vice chair. The

76 | chair and vice chair may not be representatives from the same  
77 | member category. Members of the task force shall serve without  
78 | compensation, but are entitled to reimbursement for per diem and  
79 | travel expenses pursuant to s. 112.061, Florida Statutes.

80 | (3) The task force shall meet by teleconference or other  
81 | electronic means, if possible, to reduce costs.

82 | (4) The department shall provide the task force with staff  
83 | necessary to assist the task force in the performance of its  
84 | duties.

85 | (5) The task force shall submit a report of its findings  
86 | and recommendations to the President of the Senate and the  
87 | Speaker of the House of Representatives by June 30, 2018. Upon  
88 | submission of the report, the task force shall expire.

89 | Section 3. This act shall take effect July 1, 2017.