

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Choice & Innovation
 2 Subcommittee

3 Representative Garcia offered the following:

4

5 **Amendment (with directory and title amendments)**

6 Remove lines 204-215 and insert:

7 (d) A charter may be modified during its term upon the
 8 recommendation of the sponsor or the charter school's governing
 9 board and the approval of both parties to the agreement. Changes
 10 to curriculum which are consistent with state standards are
 11 ~~shall be~~ deemed approved unless the sponsor and the Department
 12 of Education determine in writing that the curriculum is
 13 inconsistent with state standards. Modification during any term
 14 may include, but is not limited to, consolidation of multiple
 15 charters into a single charter if the charters are operated
 16 under the same governing board, regardless of the renewal cycle.

Amendment No. 2

17 A charter school may assign its charter to another governing
18 board, subject to approval by the sponsor, if the proposed
19 governing board is a nonprofit entity or otherwise meets the
20 requirements of paragraph (12) (i). A charter school that is not
21 subject to a school improvement plan and that closes as part of
22 a consolidation shall be reported by the sponsor as a
23 consolidation. A request for consolidation of multiple charters
24 must be approved or denied within 60 days after the submission
25 of the request. If the request is denied, the sponsor must ~~shall~~
26 notify the charter school's governing board of the denial and
27 must provide the specific reasons, in reasonable detail, for the
28 denial of the request for consolidation within 10 days.
29 Such designation does not apply to other provisions unless
30 specifically provided in law.

31 (26) STANDARDS OF CONDUCT AND FINANCIAL DISCLOSURE.—

32 (d) The landlord of a charter school, or his or her
33 spouse, or an officer, director, or employee of an entity that
34 is a landlord of a charter school, or his or her spouse, may not
35 be a member of the governing board of the charter school unless:

36 1. The charter school is established under paragraph
37 (15) (c) and the landlord is a municipal entity; or

38 2. The landlord is a not-for-profit entity and a two-
39 thirds majority vote of the charter school board, excluding the
40 vote of landlord-affiliated board members, approves the

Amendment No. 2

41 landlord-affiliated board member to be elected to, or to remain
42 on, the board.

43 Section 2. Subsection (2) of section 1002.331, Florida
44 Statutes, is amended to read:

45 1002.331 High-performing charter schools.—

46 (2) A high-performing charter school is authorized to:

47 (a) Increase its student enrollment once per school year
48 to more than the capacity identified in the charter, but student
49 enrollment may not exceed the capacity of the facility at the
50 time the enrollment increase will take effect. Facility capacity
51 for purposes of expansion must ~~shall~~ include any improvements to
52 an existing facility or any new facility in which the students
53 of the high-performing charter school will enroll.

54 (b) Expand grade levels within kindergarten through grade
55 12 to add grade levels not already served if any annual
56 enrollment increase resulting from grade level expansion is
57 within the limit established in paragraph (a).

58 (c) Submit a quarterly, rather than a monthly, financial
59 statement to the sponsor pursuant to s. 1002.33(9)(g).

60 (d) Consolidate under a single charter the charters of
61 multiple high-performing charter schools operated in the same
62 school district by the charter schools' governing board
63 regardless of the renewal cycle.

64 (e) Receive a modification of its charter to a term of 15
65 years or a 15-year charter renewal. The charter may be modified

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Amendment No. 2

66 or renewed for a shorter term at the option of the high-
67 performing charter school. The charter must be consistent with
68 s. 1002.33(7)(a)19. and (10)(h) and (i), is subject to annual
69 review by the sponsor, and may be terminated during its term
70 pursuant to s. 1002.33(8).

71 (f) Assign its charter to another operator, subject to
72 approval by the sponsor, provided that the proposed operator
73 meets the requirements of s. 1002.33(12)(i).

74
75 A high-performing charter school shall notify its sponsor in
76 writing by March 1 if it intends to increase enrollment or
77 expand grade levels the following school year. The written
78 notice must ~~shall~~ specify the amount of the enrollment increase
79 and the grade levels that will be added, as applicable. If a
80 charter school notifies the sponsor of its intent to expand, the
81 sponsor must ~~shall~~ modify the charter within 90 days to include
82 the new enrollment maximum and may not make any other changes.
83 The sponsor may deny a request to increase the enrollment of a
84 high-performing charter school if the commissioner has
85 declassified the charter school as high-performing. If a high-
86 performing charter school requests to consolidate multiple
87 charters or assign an existing charter, the sponsor has ~~shall~~
88 ~~have~~ 40 days after receipt of that request to provide an initial
89 draft charter to the charter school. The sponsor and charter

Amendment No. 2

90 school ~~shall~~ have 50 days thereafter to negotiate and notice the
91 charter contract for final approval by the sponsor.

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93

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D I R E C T O R Y A M E N D M E N T

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Remove lines 11-13 and insert:

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97

Section 1. Paragraphs (a) and (d) of subsection (7), of
97 section 1002.33, Florida Statutes, are amended, and paragraph
98 (d) is added to subsection (26) of that section, to read:

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100

101

T I T L E A M E N D M E N T

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Remove lines 4-6 and insert:

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to admission and dismissal procedures; authorizing a

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charter school to assign its charter to another

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governing board that meets specified requirements upon

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approval of the sponsor; specifying the circumstances

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under which the landlord of a charter school or

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certain other individuals may serve on a charter

109

school governing board; amending s. 1002.331, F.S.;

110

conforming provisions to changes made by the act;