

Amendment No. 1 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Governmental Rules & Regulations offered the following:

**Amendment (with title amendment)**

Remove from the bill: Everything after the enacting clause and insert in lieu thereof:

Section 1. Subsection (17) is added to section 230.23, Florida Statutes, to read:

230.23 Powers and duties of school board.--The school board, acting as a board, shall exercise all powers and perform all duties listed below:

(17) ADOPT RULES.--Adopt rules pursuant to ss. 120.54 and 120.536(1) to implement the provisions of this section.

Section 2. Section 230.23005, Florida Statutes, is created to read:

230.23005 Supplemental powers and duties of school board.--The school board may exercise the following supplemental powers and duties. Any provision of chapters 228, 229, 230, 231, 232, 233, 234, and 235 prevails over any conflicting provision of this section. The rules adopted under

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1 this section must not be inconsistent with the provisions of  
2 chapters 228, 229, 230, 231, 232, 233, 234, and 235.

3 (1) STUDENT MANAGEMENT.--The school board may adopt  
4 programs and policies to ensure the safety and welfare of  
5 individuals, the student body, and school personnel, which  
6 programs and policies may:

7 (a) Prohibit the possession of weapons and drugs on  
8 campus, student hazing, and other activities that could  
9 threaten the operation of the school or the safety and welfare  
10 of the student body or school personnel.

11 (b) Require uniforms to be worn by the student body,  
12 or impose other dress related requirements, if the board finds  
13 that those requirements are necessary for the safety or  
14 welfare of the student body or school personnel.

15 (c) Provide procedures for student dismissal  
16 precautions and for granting permission for students to leave  
17 school grounds during school hours, including releasing a  
18 student from school upon request by a parent or guardian or  
19 for public appearance of school groups.

20 (d) Provide procedures for managing protests,  
21 demonstrations, sit-ins, walk-outs, or other acts of civil  
22 disobedience.

23 (e) Provide procedures for detaining students and for  
24 readmission of students after expulsion.

25 (f) Regulate student automobile use and parking.

26 (2) FISCAL MANAGEMENT.--The school board may adopt  
27 policies providing for fiscal management of the school  
28 district with respect to school purchasing, facilities,  
29 nonstate revenue sources, budgeting, fundraising, and other  
30 activities relating to the fiscal management of district  
31 resources, including, but not limited to, the policies

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1 governing:

2 (a) Sales calls and demonstrations by agents,  
3 solicitors, salesmen, and vendors on campus; local preference  
4 criteria for vendors; specifications for quantity purchasing;  
5 prioritization of awards for bids; declining bid awards; and  
6 purchase requisitions, approvals, and routing.

7 (b) Sales by booster clubs; marathon fundraisers; and  
8 student sales of candy, paper products, or other goods  
9 authorized by the board.

10 (c) Inventory and disposal of district property; use  
11 of safe deposit boxes; and selection of real estate  
12 appraisers.

13 (d) Payment of contractors and other service  
14 providers.

15 (e) Accounting systems; petty cash accounts procedures  
16 and reporting; school activities funds procedures and  
17 reporting; management and reporting of grants from private  
18 sources; and management of funds, including auxiliary  
19 enterprise funds.

20 (f) District budgeting system, including setting  
21 budget deadlines and schedules, budget planning, and  
22 implementation and determination of budget priorities.

23 (3) INSTRUCTIONAL AIDS.--The school board may adopt  
24 policies providing for innovative teaching techniques,  
25 teaching programs and methods, instructional aids and  
26 objectives, extracurricular and interscholastic activities,  
27 and supplemental programs including, but not limited to  
28 policies providing for:

29 (a) Use of technology, including appropriate use of  
30 the Internet as a tool for learning.

31 (b) Instructional priorities and objectives, pilot

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1 projects and evaluations, curriculum adoption and design, and  
2 lesson planning.

3 (c) Extracurricular and interscholastic activities,  
4 including field trips, publishing a student newspaper and  
5 other publications, and special programs relating to the arts,  
6 music, or other topics of current interest.

7 (d) Participation in physical education programs,  
8 including appropriate physical education attire and protective  
9 gear; exceptional student programs for handicapped, disabled  
10 and exceptional students; summer school; and the Title I  
11 program, including comparability procedures.

12 (4) FACILITIES MANAGEMENT.--The school board may adopt  
13 policies providing for management of the physical campus and  
14 its environs, including, but not limited to energy  
15 conservation measures; building and ground maintenance;  
16 fencing, landscaping and other property improvements; site  
17 acquisition; new construction and renovation; dedication and  
18 rededication or naming and renaming of district buildings and  
19 other district facilities; and development of facilities  
20 management planning and priorities.

21 (5) SCHOOL COMMUNITY RELATIONS.--The school board may  
22 adopt policies governing public gifts and donations to  
23 schools; input from the community concerning instruction  
24 resources; advertising in schools; participation in community  
25 affairs, including coordination with local governments,  
26 planning authorities, community colleges, universities, and  
27 community coalitions; protocols for interagency agreements;  
28 business community partnerships; community use of school  
29 facilities; public solicitations in schools, including the  
30 distribution and posting of promotional materials and  
31 literature; visitors to the school campus; school advisory

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1 councils; and parent volunteers and chaperones.

2 (6) LEGAL ISSUES.--The school board may adopt policies  
3 and procedures necessary to implement federal mandates and  
4 programs, court orders, and other legal requirements of the  
5 state.

6 (7) FIRST AID AND EMERGENCIES.--The school board may  
7 adopt programs and policies to ensure appropriate response in  
8 emergency situations; the provision of first aid to  
9 individuals, the student body, and school personnel; and the  
10 effective management of student illness, which programs and  
11 policies may include, but are not limited to:

12 (a) The provision of first aid and emergency medical  
13 care and the provision of school health care facilities and  
14 services.

15 (b) The provision of school safety patrol.

16 (c) Procedures for reporting hazards, including  
17 threats of nature, bomb threats, threatening messages, and  
18 similar occurrences, and the provision of warning systems  
19 including alarm systems and other technical devices.

20 (d) Procedures for evacuating the classrooms,  
21 playground, or any other district facility.

22 (e) Procedures for reporting accidents, including  
23 traffic accidents and traffic violations involving  
24 district-owned vehicles.

25 (f) Student insurance programs.

26 (8) STUDENT ASSESSMENT AND AFFAIRS.--The school board  
27 may adopt policies and procedures governing attendance  
28 monitoring and checks; truancy; graduation requirements and  
29 graduation exercises; fees, fines, and charges imposed on  
30 students; evaluation of student records and transcripts;  
31 transfer of student records; grading and academic evaluation

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1 of students; tests and examinations, including early  
2 examinations; guidance and counseling; and student  
3 participation in competitions, student performances and  
4 exhibitions, contests for students, and social events.

5 (9) ADMINISTRATIVE SUPPORT SERVICES.--The school board  
6 may adopt policies and procedures governing purchase of  
7 property insurance, including comprehensive general liability  
8 insurance; transportation of students for extracurricular  
9 activities and special events, including transportation of  
10 students in privately owned vehicles; transportation of  
11 district personnel, including personal use of district owned  
12 vehicles; computer security and computer room access and  
13 computer data base resources; mail and delivery services,  
14 including use of couriers; copyright compliance; computerized  
15 data systems, including computer use, transmission of data,  
16 access to the Internet, and other technology-based services.

17 (10) SCHOOL BOARD GOVERNANCE AND OPERATIONS.--The  
18 school board may adopt policies and procedures necessary for  
19 the daily business operation of the school board, including,  
20 but not limited to, the provision of legal services for the  
21 school board; conducting a district legislative program;  
22 school board member participation at conferences, conventions,  
23 and workshops, including member compensation and reimbursement  
24 for expenses; school board policy development, adoption, and  
25 repeal; school board meeting procedures, including  
26 participation via telecommunications networks, use of  
27 technology at meetings, and presentations by nondistrict  
28 personnel; citizen communications with the school board and  
29 with individual school board members; collaboration with local  
30 government and other entities as required by law; and  
31 organization of the board, including special committees and

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1 advisory committees.

2 (11) PERSONNEL.--The school board may adopt policies  
3 and procedures necessary for the management of all personnel  
4 of the school system.

5 Section 3. This act shall take effect upon becoming a  
6 law.

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

10 And the title is amended as follows:

11 remove from the title of the bill: the entire title

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13 insert in lieu thereof:

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A bill to be entitled

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An act relating to the rulemaking authority of

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the school district system; amending s. 230.23,

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F.S.; creating s. 230.23005; prescribing

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specific rulemaking authority for school

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districts pursuant to the Administrative

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Procedure Act; providing an effective date.

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