

1                   A bill to be entitled  
2           An act relating to the rulemaking authority of  
3           the school district system; amending s. 230.23,  
4           F.S.; creating s. 230.23005; prescribing  
5           specific rulemaking authority for school  
6           districts pursuant to the Administrative  
7           Procedure Act; providing an effective date.

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

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

13           230.23 Powers and duties of school board.--The school  
14   board, acting as a board, shall exercise all powers and  
15   perform all duties listed below:

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

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

20           230.23005 Supplemental powers and duties of school  
21   board.--The school board may exercise the following  
22   supplemental powers and duties. Any provision of chapters 228,  
23   229, 230, 231, 232, 233, 234, and 235 prevails over any  
24   conflicting provision of this section. The rules adopted under  
25   this section must not be inconsistent with the provisions of  
26   chapters 228, 229, 230, 231, 232, 233, 234, and 235.

27           (1) STUDENT MANAGEMENT.--The school board may adopt  
28   programs and policies to ensure the safety and welfare of  
29   individuals, the student body, and school personnel, which  
30   programs and policies may:

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1           (a) Prohibit the possession of weapons and drugs on  
2 campus, student hazing, and other activities that could  
3 threaten the operation of the school or the safety and welfare  
4 of the student body or school personnel.

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

9           (c) Provide procedures for student dismissal  
10 precautions and for granting permission for students to leave  
11 school grounds during school hours, including releasing a  
12 student from school upon request by a parent or guardian or  
13 for public appearance of school groups.

14           (d) Provide procedures for managing protests,  
15 demonstrations, sit-ins, walk-outs, or other acts of civil  
16 disobedience.

17           (e) Provide procedures for detaining students and for  
18 readmission of students after expulsion.

19           (f) Regulate student automobile use and parking.

20           (2) FISCAL MANAGEMENT.--The school board may adopt  
21 policies providing for fiscal management of the school  
22 district with respect to school purchasing, facilities,  
23 nonstate revenue sources, budgeting, fundraising, and other  
24 activities relating to the fiscal management of district  
25 resources, including, but not limited to, the policies  
26 governing:

27           (a) Sales calls and demonstrations by agents,  
28 solicitors, salesmen, and vendors on campus; local preference  
29 criteria for vendors; specifications for quantity purchasing;  
30 prioritization of awards for bids; declining bid awards; and  
31 purchase requisitions, approvals, and routing.

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

4           (c) Inventory and disposal of district property; use  
5 of safe deposit boxes; and selection of real estate  
6 appraisers.

7           (d) Payment of contractors and other service  
8 providers.

9           (e) Accounting systems; petty cash accounts procedures  
10 and reporting; school activities funds procedures and  
11 reporting; management and reporting of grants from private  
12 sources; and management of funds, including auxiliary  
13 enterprise funds.

14           (f) District budgeting system, including setting  
15 budget deadlines and schedules, budget planning, and  
16 implementation and determination of budget priorities.

17           (3) INSTRUCTIONAL AIDS.--The school board may adopt  
18 policies providing for innovative teaching techniques,  
19 teaching programs and methods, instructional aids and  
20 objectives, extracurricular and interscholastic activities,  
21 and supplemental programs including, but not limited to  
22 policies providing for:

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

25           (b) Instructional priorities and objectives, pilot  
26 projects and evaluations, curriculum adoption and design, and  
27 lesson planning.

28           (c) Extracurricular and interscholastic activities,  
29 including field trips, publishing a student newspaper and  
30 other publications, and special programs relating to the arts,  
31 music, or other topics of current interest.

1           (d) Participation in physical education programs,  
2 including appropriate physical education attire and protective  
3 gear; exceptional student programs for handicapped, disabled  
4 and exceptional students; summer school; and the Title I  
5 program, including comparability procedures.

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

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

27           (6) LEGAL ISSUES.--The school board may adopt policies  
28 and procedures necessary to implement federal mandates and  
29 programs, court orders, and other legal requirements of the  
30 state.

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

7           (a) The provision of first aid and emergency medical  
8 care and the provision of school health care facilities and  
9 services.

10           (b) The provision of school safety patrol.

11           (c) Procedures for reporting hazards, including  
12 threats of nature, bomb threats, threatening messages, and  
13 similar occurrences, and the provision of warning systems  
14 including alarm systems and other technical devices.

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

17           (e) Procedures for reporting accidents, including  
18 traffic accidents and traffic violations involving  
19 district-owned vehicles.

20           (f) Student insurance programs.

21           (8) STUDENT ASSESSMENT AND AFFAIRS.--The school board  
22 may adopt policies and procedures governing attendance  
23 monitoring and checks; truancy; graduation requirements and  
24 graduation exercises; fees, fines, and charges imposed on  
25 students; evaluation of student records and transcripts;  
26 transfer of student records; grading and academic evaluation  
27 of students; tests and examinations, including early  
28 examinations; guidance and counseling; and student  
29 participation in competitions, student performances and  
30 exhibitions, contests for students, and social events.

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

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

29           (11) PERSONNEL.--The school board may adopt policies  
30 and procedures necessary for the management of all personnel  
31 of the school system.

1           Section 3. This act shall take effect upon becoming a  
2 law.

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