

By Senator Garcia

39-1361-01

See HB 425

1                                   A bill to be entitled  
2           An act relating to school district financial  
3           management; amending s. 230.23, F.S., relating  
4           to powers and duties of the school board  
5           relating to school finance; requiring the  
6           annual school budget to reflect best financial  
7           management practices; amending s. 230.23025,  
8           F.S.; authorizing the Commissioner of Education  
9           to require a district to complete a best  
10          financial management practices review under  
11          certain circumstances; conforming a  
12          cross-reference; providing an effective date.

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

16           Section 1. Paragraph (b) of subsection (10) of section  
17 230.23, Florida Statutes, is amended to read:

18           230.23 Powers and duties of school board.--The school  
19 board, acting as a board, shall exercise all powers and  
20 perform all duties listed below:

21           (10) FINANCE.--Take steps to assure children adequate  
22 educational facilities through the financial procedure  
23 authorized in chapters 236 and 237 and as prescribed below:

24           (b) Annual budget.--Cause to be prepared, adopt, and  
25 have submitted to the Department of Education for review,as  
26 required by law and by regulations of the state board, the  
27 annual school budget.~~7~~Such budget shall ~~to~~ be so prepared and  
28 executed as to promote the improvement of the district school  
29 system and reflect the best financial management practices  
30 adopted by the Commissioner of Education, pursuant to s.  
31 230.23025.

1           Section 2. Subsection (2) of section 230.23025,  
2 Florida Statutes, is amended, present subsections (3) and (4)  
3 of that section are renumbered as subsections (4) and (5),  
4 respectively, and present subsection (5) of that section is  
5 renumbered as subsection (6) and amended to read:

6           230.23025 Best financial management practices;  
7 standards; reviews; designation of districts.--

8           (2)(a) School districts may, by a unanimous vote of  
9 the membership of the school board, apply to OPPAGA for a  
10 complete best financial management practice review or a review  
11 of components of the best financial management practices,  
12 including management, personnel, transportation, and food and  
13 nutrition services. OPPAGA shall prioritize districts  
14 requesting a ~~for~~ review based on their growth rates and  
15 demonstrated need for review.

16           (b) The Commissioner of Education may require a  
17 complete or partial best financial management practices review  
18 of any district:

19           1. From which it has withheld budget approval pursuant  
20 to s. 237.081 and rules of the state board; or

21           2. Based on complaints from the public pursuant to s.  
22 237.081.

23           (3) The director of OPPAGA may, at his or her  
24 discretion, contract with private consultants to perform part  
25 or all of the review of any district.

26           (a) Districts applying for a complete review shall  
27 contribute 50 percent of review costs, unless funding for the  
28 entire cost of the review is specifically provided by the  
29 Legislature.

30           (b) Districts applying for a review of a component  
31 shall contribute 75 percent of the review cost.

