By Senator Garcia

230.23025.

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39-1361-01 See HB 425

A bill to be entitled 1 2 An act relating to school district financial management; amending s. 230.23, F.S., relating 3 4 to powers and duties of the school board 5 relating to school finance; requiring the annual school budget to reflect best financial 6 7 management practices; amending s. 230.23025, F.S.; authorizing the Commissioner of Education 8 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. 13 14 Be It Enacted by the Legislature of the State of Florida: 15 16 Section 1. Paragraph (b) of subsection (10) of section 17 230.23, Florida Statutes, is amended to read: 230.23 Powers and duties of school board. -- The school 18 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 authorized in chapters 236 and 237 and as prescribed below: 23 24 (b) Annual budget.--Cause to be prepared, adopt, and 25 have submitted to the Department of Education for review, as required by law and by regulations of the state board, the 26 27 annual school budget. Tsuch 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.

demonstrated need for review.

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

standards; reviews; designation of districts.--

- (2)(a) School districts may, by a unanimous vote of the membership of the school board, apply to OPPAGA for a complete best financial management practice review or a review of components of the best financial management practices, including management, personnel, transportation, and food and nutrition services. OPPAGA shall prioritize districts requesting a for review based on their growth rates and
- (b) The Commissioner of Education may require a complete or partial best financial management practices review of any district:
- 1. From which it has withheld budget approval pursuant to s. 237.081 and rules of the state board; or
- Based on complaints from the public pursuant to s. 237.081.
- (3) The director of OPPAGA may, at his or her discretion, contract with private consultants to perform part or all of the review of any district.
- (a) Districts applying for a complete review shall contribute 50 percent of review costs, unless funding for the entire cost of the review is specifically provided by the Legislature.
- (b) Districts applying for a review of a component 31 | shall contribute 75 percent of the review cost.

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1 (c) Districts required to complete a full or partial 2 review shall contribute the full cost of the review. 3 4 All moneys contributed by any school district under this 5 section toward the cost of a complete or component best 6 financial management practices review of the district shall be 7 deposited into the Florida School District Review Trust Fund administered by OPPAGA. 8 9 (6) (6) Any audit or performance review of one or more 10 of the designated components conducted or supervised by OPPAGA or the Department of Management Services, and completed within 11 2 years before the date of application to OPPAGA for a best 12 financial practices review, may serve as all or part of the 13 14 audit or review required as the examination of district 15 operations necessary for a determination of whether a district meets the "best financial management practices" designation. 16 17 The cost contribution requirements of subsection(3)(2)do not apply to any such audit or performance review. 18 19 Section 3. This act shall take effect July 1, 2001. 20 21 22 LEGISLATIVE SUMMARY 23 Requires the annual school budget prepared by a district school board to reflect best financial management practices. Authorizes the Commissioner of Education to require a district to complete a best financial 24 25 management practices review under certain circumstances. 26 27 28 29