

By the Fiscal Responsibility Council and Representative  
Lynn

1                                   A bill to be entitled  
2           An act relating to public school funding;  
3           creating the "School District Flexibility Act  
4           of 2001"; providing for school district  
5           flexibility in the 2001-2002 fiscal year  
6           expenditure of specified funds appropriated in  
7           ch. 2001-253, Laws of Florida; providing for  
8           reports; authorizing equalized nonvoted capital  
9           improvement millage to be expended for  
10          operations in fiscal year 2001-2002; providing  
11          for repeal; repealing paragraph 7 of proviso  
12          language for Specific Appropriation 118, ch.  
13          2001-253, Laws of Florida, which provides for  
14          calculation of a minimum guaranteed level of  
15          funding for school districts; providing an  
16          effective date.

17  
18 Be It Enacted by the Legislature of the State of Florida:

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20           Section 1. School District Flexibility Act of 2001.--  
21           (1) This section may be cited as the "School District  
22 Flexibility Act of 2001."

23           (2)(a) During the 2001-2002 fiscal year, each district  
24 school board is authorized flexibility to expend funds  
25 allocated to the school district from the appropriations in  
26 chapter 2001-253, Laws of Florida, as provided below:

27           1. If a district school board finds and declares in a  
28 resolution adopted at a regular meeting of the school board  
29 that the funds received for the programs listed below are  
30 urgently needed to maintain board specified academic classroom  
31 instruction, the school board may consider and approve an

1 amendment to the school district's 2001-2002 operating budget  
2 transferring the identified amount of funds to the appropriate  
3 account for expenditure.

4 a. Section 236.083, Florida Statutes, Funds for  
5 Student Transportation, Specific Appropriation 121.

6 b. Section 236.081(3), Florida Statutes, Funds for  
7 Inservice Educational Personnel Training, Specific  
8 Appropriation 122.

9 c. Funds allocated for Safe Schools Activities,  
10 Specific Appropriation 118.

11 d. Funds for Public School Technology, Specific  
12 Appropriation 120A.

13 e. Funds for Teacher Recruitment Signing Bonuses,  
14 Specific Appropriation 119, which are in excess of the amount  
15 required to provide \$850 Teacher Retention Bonuses.

16 2. If the district school board finds that funds  
17 allocated for the purpose set forth in s. 236.08104, Florida  
18 Statutes, Supplemental Academic Instruction, Specific  
19 Appropriation 118, are budgeted to be expended for  
20 nonclassroom instruction, the school board may consider and  
21 approve an amendment to the school district's 2001-2002  
22 operating budget transferring such funds to an appropriate  
23 academic classroom instruction account for expenditure.

24 (b) Each district school board shall report to the  
25 Department of Education the amount of funds it transferred  
26 from each of the programs identified in this subsection and  
27 the specific academic classroom instruction for which these  
28 funds were expended. The department shall provide instructions  
29 and format to be used in submitting this required information.  
30 The department shall submit to the Governor, the President of  
31 the Senate, and the Speaker of the House of Representatives a

1 report showing the actions taken by each district school board  
2 and a statewide summary for all school districts.

3 (3)(a) To help mitigate the impact of the midyear  
4 reduction in the 2001-2002 fiscal year appropriation for the  
5 Florida Education Finance Program, each district school board  
6 is authorized to expend in its operating budget as  
7 nonrecurring funds up to 0.5 mills of its nonvoted capital  
8 improvement millage levied pursuant to s. 236.25(2), Florida  
9 Statutes, for the 2001-2002 fiscal year, that will produce an  
10 amount not to exceed \$183 per full-time equivalent student.  
11 This authorized use of proceeds from this millage levy is in  
12 addition to the authorized uses set forth in s. 236.25,  
13 Florida Statutes, and is for the 2001-2002 fiscal year only.  
14 Any proceeds from this millage levy used to replace the  
15 midyear budget reduction in the Florida Education Finance  
16 Program shall be transferred by budget amendment approved by  
17 the district school board at a regular meeting of the school  
18 board.

19 (b) If the proceeds from 0.5 mills produce less than  
20 \$183 per full-time equivalent student in any school district,  
21 the additional amount required to equal \$183 per full-time  
22 equivalent student shall be provided from state funds.

23 (c) If a district school board has not levied  
24 sufficient millage pursuant to s. 236.25(2), Florida Statutes,  
25 for the 2001-2002 fiscal year to produce \$183 per full-time  
26 equivalent student and the school board has other similar  
27 funds available, the school board may use such funds in lieu  
28 of proceeds from millage.

29 (4) This section is repealed effective June 30, 2002.  
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