

By Senator Clary

4-429-03

See HB 71

1                                   A bill to be entitled  
2           An act relating to funding for school  
3           districts; authorizing district school boards  
4           to expend in their operating budgets nonvoted  
5           capital improvement millage; specifying certain  
6           conditions and restrictions; providing for  
7           transfer of proceeds by budget amendment  
8           approved by the district school board;  
9           providing an effective date.

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

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13           Section 1. (1) Notwithstanding any other provision of  
14 law, if a district school board or the governing authority in  
15 a county is levying, or in the past 10 years has levied, at  
16 least a 0.5-percent sales surtax for public school capital  
17 outlay authorized by section 212.055, Florida Statutes, the  
18 district school board is authorized to expend in its operating  
19 budget as nonrecurring funds up to 2 mills of its nonvoted  
20 capital improvement millage levied pursuant to section  
21 1011.71(2), Florida Statutes. This authorized use of proceeds  
22 from the millage levy is in addition to the authorized uses  
23 set forth in section 1011.71, Florida Statutes. Any proceeds  
24 from this millage levy shall be transferred by budget  
25 amendment approved by the district school board at a regular  
26 meeting of the district school board.

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28           (2) A district school board shall be authorized to  
29 expend in its operating budget the nonvoted capital  
30 improvement millage specified in subsection (1) for 10 years  
31 after the date the sales surtax specified in subsection (1)  
expired. The district school board shall submit to the

1 Department of Education certified notice that it will not  
2 request additional capital outlay funds for 5 years following  
3 each year it expends in its operating budget the nonvoted  
4 capital improvement millage specified in subsection (1).

5 Section 2. This act shall take effect July 1, 2003.  
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