

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Attkisson offered the following:

**Amendment to Amendment (483919) (with title amendment)**

Between line(s) 4764 and 4765, insert:

Section 70. Subsection (1) of section 1013.62, Florida Statutes, is amended to read:

1013.62 Charter schools capital outlay funding.--

(1) In each year in which funds are appropriated for charter school capital outlay purposes, the Commissioner of Education shall allocate the funds among eligible charter schools. To be eligible for a funding allocation, a charter school must meet the provisions of subsection (6), must have received final approval from its sponsor pursuant to s. 1002.33 for operation during that fiscal year, and must serve students in facilities that are not provided by the charter school's sponsor. Prior to the release of capital outlay funds to a school district on behalf of the charter school, the Department

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28 of Education shall ensure that the district school board and the  
29 charter school governing board enter into a written agreement  
30 that includes provisions for the reversion of any unencumbered  
31 funds and all equipment and property purchased with public  
32 education funds to the ownership of the district school board,  
33 as provided for in subsection (3), in the event that the school  
34 terminates operations. Any funds recovered by the state shall be  
35 deposited in the General Revenue Fund. A charter school is not  
36 eligible for a funding allocation if it was created by the  
37 conversion of a public school and operates in facilities  
38 provided by the charter school's sponsor for a nominal fee or at  
39 no charge or if it is directly or indirectly operated by the  
40 school district. Unless otherwise provided in the General  
41 Appropriations Act, the funding allocation for each eligible  
42 charter school shall be determined by multiplying the school's  
43 projected student enrollment by one-fifteenth of the cost-per-  
44 student station specified in s. 1013.64(6)(b) for an elementary,  
45 middle, or high school, as appropriate. If the funds  
46 appropriated by the state are insufficient, a district school  
47 board may allocate any state or federal dollars received by the  
48 district school board to a charter school within the school  
49 district for charter school capital outlay purposes ~~not~~  
50 ~~sufficient, the commissioner shall prorate the available funds~~  
51 ~~among eligible charter schools. Funds shall be distributed on~~  
52 ~~the basis of the capital outlay full-time equivalent membership~~  
53 ~~by grade level, which shall be calculated by averaging the~~  
54 ~~results of the second and third enrollment surveys. The~~  
55 Department of Education shall distribute capital outlay funds  
56 monthly, beginning in the first quarter of the fiscal year,

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57 | based on one-twelfth of the amount the department reasonably  
58 | expects the charter school to receive during that fiscal year.  
59 | The commissioner shall adjust subsequent distributions as  
60 | necessary to reflect each charter school's actual student  
61 | enrollment as reflected in the second and third enrollment  
62 | surveys. The commissioner shall establish the intervals and  
63 | procedures for determining the projected and actual student  
64 | enrollment of eligible charter schools.

65 | ===== T I T L E   A M E N D M E N T =====

66 |       Between line(s) 5014 and 5015, insert:  
67 | amending s. 1013.62, F.S.; authorizing allocation of certain  
68 | funds to charter schools for capital outlay purposes under  
69 | certain circumstances;