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A bill to be entitled
 An act relating to financial matters of school districts;
 creating s. 1010.217, F.S.; providing for school service
 accountability; providing a popular name; requiring
 written analyses of the cost, level, and quality of
 service for certain noninstructional services; providing
 for a request for proposals or solicitation of bids to
 contract with private-sector providers for services;
 providing for disclosure; providing for the use of cost
 savings; requiring reports; providing an appropriation;
 providing an effective date.

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

Section 1. Section 1010.217, Florida Statutes, is created
 to read:

1010.217 School Service Accountability Act.--

(1) This section shall be known by the popular name "The
 School Service Accountability Act of 2003."

(2) It is the intent of the Legislature to promote
 effective and cost-efficient noninstructional services.
 Accordingly, the Legislature believes that this intent is best
 served when school districts analyze the provision of services
 such as student transportation, food services, and facilities
 operations and maintenance to determine the optimal balance
 between the costs associated with providing such services and
 the quality of the services provided. When this intent is best
 served by private-sector providers, school districts may
 contract with such providers for these services. Any cost
 savings that result shall be redirected to educational services



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31 for students or to bonuses for classroom teachers. It is the
32 further intent of the Legislature that this be an ongoing,
33 periodic activity of all school districts.

34 (3) (a) Each district school board shall conduct a written
35 analysis of the cost, level, and quality of services associated
36 with the following noninstructional services for which it has
37 not already contracted: student transportation, food services,
38 and facilities operations and maintenance. The district school
39 board shall issue a request for proposals or solicitation of
40 bids for the provision of these noninstructional services for
41 which it has not already contracted. The required analyses and
42 the request for proposals or solicitation of bids shall be in a
43 form consistent with that provided to the Department of
44 Education by the Florida School Boards Association and Florida
45 TaxWatch.

46 (b) Each district school board shall conduct a written
47 analysis of the cost, level, and quality of services, and shall
48 issue a request for proposals or solicitation of bids, for the
49 following:

50 1. During the 2003-2004 school year, any one of the
51 noninstructional services listed in this section for which it
52 has not already contracted.

53 2. During the 2004-2005 school year, one of the other
54 noninstructional services listed in this section for which it
55 has not already contracted.

56 3. During the 2005-2006 school year, any remaining
57 noninstrucional services listed in this section for which it has
58 not already contracted.

59
60 After the 2005-2006 school year, any school district that has



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61 not contracted for the provision of a noninstructional service
62 listed in this section shall periodically conduct an analysis of
63 such service according to the requirements of this section.

64 (4) School districts may form consortia for the purpose of
65 conducting an analysis and request for proposals or solicitation
66 of bids unless otherwise prohibited by law for a specific
67 noninstructional service.

68 (5) Within 30 days after conclusion of the bid process,
69 the district school board, at a regularly scheduled board
70 meeting, shall disclose and discuss the responses to the request
71 for proposals or solicitation of bids, including a written
72 comparison to the analysis required in subsection (3) and a
73 written report of the results of the bid process.

74 (6) Notwithstanding any other provision of law, any cost
75 savings realized by a school district through the provision of
76 contracted noninstructional services pursuant to this section
77 shall be retained by the school district and shall be used for
78 the improvement of educational services for students or for
79 bonuses for classroom teachers. Use of cost savings earned in
80 the provision of food services shall be governed by federal
81 regulations.

82 (7) The Department of Education shall provide technical
83 assistance to school districts for the purpose of implementing
84 this section.

85 (8) Annually, as of January 1, each district school board
86 shall report the results of implementation of this section to
87 the Commissioner of Education. The report shall include:

88 (a) New private-sector contracts for the listed
89 noninstructional services.

90 (b) The anticipated cost savings associated with each new



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91 private-sector contract.

92 (c) The district school board authorized use of the
93 anticipated savings.

94 (d) Actual cost savings and use of savings of prior-year
95 private-sector contracts.

96 (e) A description of each instance in which a request for
97 proposals or solicitation of bids process did not result in a
98 private-sector contract, including a comparison of the school
99 district cost obtained from the cost analysis to the cost
100 proposed by each bidder, the school district's reasoning for not
101 entering into a contract, and where the school district's action
102 or inaction is documented in public records.

103 (9) Annually, by February 1, the Commissioner of Education
104 shall issue to the Governor, the Speaker of the House of
105 Representatives, and the President of the Senate a report that
106 consolidates information submitted by the school districts to
107 the commissioner pursuant to subsection (8).

108 Section 2. There is hereby appropriated from the General
109 Revenue Fund to the Department of Education for fiscal year
110 2003-2004 the sum of \$600,000 to implement the provisions of
111 this act. It is the intent of the Legislature to appropriate
112 annually for fiscal years 2004-2005 and 2005-2006 an amount
113 necessary to continue implementation of this act.

114 Section 3. This act shall take effect July 1, 2003.