

Bill No. CS for SB 2480

Barcode 152928

CHAMBER ACTION

Senate

House

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The Committee on Education Appropriations (Lynn) recommended the following amendment:

Senate Amendment (with title amendment)

On page 84, line 27, through page 88, line 11, delete those lines

and insert:

Section 33. Paragraph (f) of subsection (1), paragraphs (a) and (b) of subsection (4), and subsection (8) of section 1011.62, Florida Statutes, are amended, present paragraphs (o) through (r) of subsection (1) are redesignated as paragraphs (p) through (s), respectively and a new paragraph (o) is added to subsection (1), and present subsection (9) of that section is redesignated as subsection (10), and a new subsection (9) is added to that section, to read:

1011.62 Funds for operation of schools.--If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing

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1 the annual appropriations act, it shall be determined as
2 follows:

3 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
4 OPERATION.--The following procedure shall be followed in
5 determining the annual allocation to each district for
6 operation:

7 (f) Supplemental academic instruction; categorical
8 fund.--

9 1. There is created a categorical fund to provide
10 supplemental academic instruction to students in kindergarten
11 through grade 12. This paragraph may be cited as the
12 "Supplemental Academic Instruction Categorical Fund."

13 2. Categorical funds for supplemental academic
14 instruction shall be allocated annually to each school
15 district in the amount provided in the General Appropriations
16 Act. These funds shall be in addition to the funds
17 appropriated on the basis of FTE student membership in the
18 Florida Education Finance Program and shall be included in the
19 total potential funds of each district. These funds shall be
20 used to provide supplemental academic instruction to students
21 enrolled in the K-12 program. Supplemental instruction
22 strategies may include, but are not limited to: modified
23 curriculum, reading instruction, after-school instruction,
24 tutoring, mentoring, class size reduction, extended school
25 year, intensive skills development in summer school, and other
26 methods for improving student achievement. Supplemental
27 instruction may be provided to a student in any manner and at
28 any time during or beyond the regular 180-day term identified
29 by the school as being the most effective and efficient way to
30 best help that student progress from grade to grade and to
31 graduate.

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1 3. Effective with the 1999-2000 fiscal year, funding
 2 on the basis of FTE membership beyond the 180-day regular term
 3 shall be provided in the FEFP only for students enrolled in
 4 juvenile justice education programs or in an education program
 5 for juveniles under s. 985.223. Funding for instruction beyond
 6 the regular 180-day school year for all other K-12 students
 7 shall be provided through the supplemental academic
 8 instruction categorical fund and other state, federal, and
 9 local fund sources with ample flexibility for schools to
 10 provide supplemental instruction to assist students in
 11 progressing from grade to grade and graduating.

12 4. The Florida State University School, as a lab
 13 school, is authorized to expend from its FEFP or Lottery
 14 Enhancement Trust Fund allocation the cost to the student of
 15 remediation in reading, writing, or mathematics for any
 16 graduate who requires remediation at a postsecondary
 17 educational institution.

18 5. Beginning in the 1999-2000 school year, dropout
 19 prevention programs as defined in ss. 1003.52, 1003.53(1)(a),
 20 (b), and (c), and 1003.54 shall be included in group 1
 21 programs under subparagraph (d)3.

22 (o) Calculation of additional full-time equivalent
 23 membership for the Florida Virtual School.--The total reported
 24 full-time equivalent student membership shall be multiplied by
 25 0.118, and the value shall be added to the total full-time
 26 equivalent student membership.

27 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL
 28 EFFORT.--The Legislature shall prescribe the aggregate
 29 required local effort for all school districts collectively as
 30 an item in the General Appropriations Act for each fiscal
 31 year. The amount that each district shall provide annually

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1 toward the cost of the Florida Education Finance Program for
2 kindergarten through grade 12 programs shall be calculated as
3 follows:

4 (a) Estimated taxable value calculations.--

5 1.a. Not later than 2 working days prior to July 19,
6 the Department of Revenue shall certify to the Commissioner of
7 Education its most recent estimate of the taxable value for
8 school purposes in each school district and the total for all
9 school districts in the state for the current calendar year
10 based on the latest available data obtained from the local
11 property appraisers. Not later than July 19, the Commissioner
12 of Education shall compute a millage rate, rounded to the next
13 highest one one-thousandth of a mill, which, when applied to
14 95 percent of the estimated state total taxable value for
15 school purposes, would generate the prescribed aggregate
16 required local effort for that year for all districts. The
17 Commissioner of Education shall certify to each district
18 school board the millage rate, computed as prescribed in this
19 subparagraph, as the minimum millage rate necessary to provide
20 the district required local effort for that year.

21 b. The General Appropriations Act shall direct the
22 computation of the statewide adjusted aggregate amount for
23 required local effort for all school districts collectively
24 from ad valorem taxes to ensure that no school district's
25 revenue from required local effort millage will produce more
26 than 90 percent of the district's total Florida Education
27 Finance Program calculation, and the adjustment of the
28 required local effort millage rate of each district that
29 produces more than 90 percent of its total Florida Education
30 Finance Program entitlement to a level that will produce only
31 90 percent of its total Florida Education Finance Program

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1 entitlement in the July calculation.

2 2. As revised data are received from property
3 appraisers, the Department of Revenue shall amend the
4 certification of the estimate of the taxable value for school
5 purposes. The Commissioner of Education, in administering the
6 provisions of subparagraph (10)(a)2. ~~subparagraph (9)(a)2.~~,
7 shall use the most recent taxable value for the appropriate
8 year.

9 (b) Final calculation.--

10 1. The Department of Revenue shall, upon receipt of
11 the official final assessed value of property from each of the
12 property appraisers, certify to the Commissioner of Education
13 the taxable value total for school purposes in each school
14 district, subject to the provisions of paragraph (d). The
15 commissioner shall use the official final taxable value for
16 school purposes for each school district in the final
17 calculation of the annual Florida Education Finance Program
18 allocations.

19 2. For the purposes of this paragraph, the official
20 final taxable value for school purposes shall be the taxable
21 value for school purposes on which the tax bills are computed
22 and mailed to the taxpayers, adjusted to reflect final
23 administrative actions of value adjustment boards and judicial
24 decisions pursuant to part I of chapter 194. By September 1 of
25 each year, the Department of Revenue shall certify to the
26 commissioner the official prior year final taxable value for
27 school purposes. For each county that has not submitted a
28 revised tax roll reflecting final value adjustment board
29 actions and final judicial decisions, the Department of
30 Revenue shall certify the most recent revision of the official
31 taxable value for school purposes. The certified value shall

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1 be the final taxable value for school purposes, and no further
2 adjustments shall be made, except those made pursuant to
3 subparagraph (10)(a)2 ~~subparagraph (9)(a)2~~.

4 (8) QUALITY ASSURANCE GUARANTEE.--The Legislature may
5 annually in the General Appropriations Act determine a
6 percentage increase in funds per K-12 unweighted FTE as a
7 minimum guarantee to each school district. The guarantee shall
8 be calculated from prior year base funding per unweighted FTE
9 student which shall include the adjusted FTE dollars as
10 provided in subsection ~~(10)(9)~~, quality guarantee funds, and
11 actual nonvoted discretionary local effort from taxes. From
12 the base funding per unweighted FTE, the increase shall be
13 calculated for the current year. The current year funds from
14 which the guarantee shall be determined shall include the
15 adjusted FTE dollars as provided in subsection ~~(10)(9)~~ and
16 potential nonvoted discretionary local effort from taxes. A
17 comparison of current year funds per unweighted FTE to prior
18 year funds per unweighted FTE shall be computed. For those
19 school districts which have less than the legislatively
20 assigned percentage increase, funds shall be provided to
21 guarantee the assigned percentage increase in funds per
22 unweighted FTE student. Should appropriated funds be less than
23 the sum of this calculated amount for all districts, the
24 commissioner shall prorate each district's allocation. This
25 provision shall be implemented to the extent specifically
26 funded.

27 (9) RESEARCH-BASED READING-INSTRUCTION ALLOCATION.--

28 (a) There is created the Research-Based
29 Reading-Instruction Allocation to provide comprehensive
30 reading instruction to students in kindergarten through grade
31 12.

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1 (b) Funds for comprehensive, research-based reading
 2 instruction shall be allocated annually to each school
 3 district in the amount provided in the General Appropriations
 4 Act. Each school district may be allocated a minimum amount as
 5 specified in the General Appropriations Act with the balance
 6 of funds being allocated by prorating on each district's share
 7 of Florida Education Finance Program base funding.

8 (c) Funds allocated under this subsection must be used
 9 to provide a system of comprehensive reading instruction to
 10 students enrolled in K-12 programs, which may include the
 11 provision of:

- 12 1. Highly qualified reading coaches;
- 13 2. Professional development for district teachers in
 14 scientifically based reading instruction;
- 15 3. Summer reading camps for students who score at
 16 Level 1 on the FCAT;
- 17 4. Supplemental instructional materials that are
 18 grounded in scientifically based reading research; and
- 19 5. Intensive interventions for middle-school and
 20 secondary-school students who are reading below grade level.

21 (d) Annually, by a date determined by the Department
 22 of Education but before May 1, school districts shall submit a
 23 plan for the specific use of the research-based reading
 24 instruction allocation in the format prescribed by the
 25 department for review and approval by the Just Read, Florida!
 26 Office created pursuant to s. 1001.215. The plan annually
 27 submitted by school districts shall be deemed approved unless
 28 the department rejects the plan on or before June 1. If a
 29 school district and the Just Read, Florida! Office cannot
 30 agree on the contents of the plan, the school district may
 31 appeal to the State Board of Education. The plan format shall

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1 be developed with input from school district personnel,
2 including teachers and principals, and shall allow courses in
3 core, career, and alternative programs that deliver intensive
4 reading remediation through integrated curricula. No later
5 than July 1 annually, the department shall release the school
6 district's allocation of appropriated funds to those districts
7 with approved plans. A school district that spends 100
8 percent of this allocation on its approved plan shall be
9 deemed to have been in compliance with the plan. The
10 department may withhold funds upon a determination that
11 reading instruction allocation funds are not being used to
12 implement the approved plan.

13 Section 34. Paragraph (b) of subsection (2) of section
14 1011.685, Florida Statutes, is amended to read:

15 1011.685 Class size reduction; operating categorical
16 fund.--

17 (2) Class size reduction operating categorical funds
18 shall be used by school districts for the following:

19 (b) For any lawful operating expenditure, if the
20 district has met the constitutional maximums identified in s.
21 1003.03(1) or the reduction of two students per year required
22 by s. 1003.03(2); however, priority shall be given to increase
23 salaries of classroom teachers as defined in s. 1012.01(2)(a)
24 and to implement the differentiated-pay provisions detailed in
25 s. 1012.22 salary career ladder defined in s. 1012.231.

26 Section 35. Subsection (1) of section 1011.71, Florida
27 Statutes, is amended to read:

28 1011.71 District school tax.--

29 (1) If the district school tax is not provided in the
30 General Appropriations Act or the substantive bill
31 implementing the General Appropriations Act, each district

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1 school board desiring to participate in the state allocation
2 of funds for current operation as prescribed by s. 1011.62(10)
3 ~~s. 1011.62(9)~~ shall levy on the taxable value for school
4 purposes of the district, exclusive of millage voted under the
5 provisions of s. 9(b) or s. 12, Art. VII of the State
6 Constitution, a millage rate not to exceed the amount
7 certified by the commissioner as the minimum millage rate
8 necessary to provide the district required local effort for
9 the current year, pursuant to s. 1011.62(4)(a)1. In addition
10 to the required local effort millage levy, each district
11 school board may levy a nonvoted current operating
12 discretionary millage. The Legislature shall prescribe
13 annually in the appropriations act the maximum amount of
14 millage a district may levy. The millage rate prescribed shall
15 exceed zero mills but shall not exceed the lesser of 1.6 mills
16 or 25 percent of the millage which is required pursuant to s.
17 1011.62(4), exclusive of millage levied pursuant to subsection
18 (2).

19
20 (Redesignate subsequent sections.)

21

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23 ===== T I T L E A M E N D M E N T =====

24 And the title is amended as follows:

25 On page 6, lines 21-24, delete those lines

26

27 and insert:

28 providing for additional funding for students
29 enrolled in education programs for juveniles;
30 providing a methodology to calculate full-time
31 equivalent student membership of the Florida

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1 Virtual School; creating a research-based
2 reading instruction allocation for students in
3 kindergarten through grade 12; providing for
4 the use of the funds; providing for fund
5 disbursement; amending s. 1011.685, F.S., and
6 s. 1011.71, F.S., to conform; creating s.

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