

By the Committee on Education Appropriations; and Senator
Carlton

602-2300-06

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A bill to be entitled
An act relating to school district funding;
amending s. 1013.64, F.S.; increasing the
amount that a district school board may spend
for new construction of educational plant
space; amending s. 1011.62, F.S.; revising the
method of computing the annual operating
allocation to each district; providing an
appropriation; providing an effective date.

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

Section 1. Paragraph (b) of subsection (6) of section
1013.64, Florida Statutes, is amended to read:

1013.64 Funds for comprehensive educational plant
needs; construction cost maximums for school district capital
projects.--Allocations from the Public Education Capital
Outlay and Debt Service Trust Fund to the various boards for
capital outlay projects shall be determined as follows:

(6)

(b)1. A district school board, including a district
school board of an academic performance-based charter school
district, must not use funds from the following sources:
Public Education Capital Outlay and Debt Service Trust Fund;
School District and Community College District Capital Outlay
and Debt Service Trust Fund; Classrooms First Program funds
provided in s. 1013.68; effort index grant funds provided in
s. 1013.73; nonvoted 2-mill levy of ad valorem property taxes
provided in s. 1011.71(2); Classrooms for Kids ~~Infrastructure~~
~~Program~~ funds provided in s. 1013.735; or District Effort
Recognition Program funds provided in s. 1013.736 for any new

1 construction of educational plant space with a total cost per
2 student station, including change orders, that equals more
3 than:

- 4 a. ~~\$17,952~~\$12,755 for an elementary school,
5 b. ~~\$19,386~~\$14,624 for a middle school, or
6 c. ~~\$25,181~~\$19,352 for a high school,
7

8 (January ~~2006~~ 2002) as adjusted annually to reflect increases
9 or decreases in the Consumer Price Index.

10 2. A district school board must not use funds from the
11 Public Education Capital Outlay and Debt Service Trust Fund or
12 the School District and Community College District Capital
13 Outlay and Debt Service Trust Fund for any new construction of
14 an ancillary plant that exceeds 70 percent of the average cost
15 per square foot of new construction for all schools.

16 Section 2. Paragraph (d) of subsection (1), paragraphs
17 (a) and (b) of subsection (4), and paragraph (b) of subsection
18 (9) of section 1011.62, Florida Statutes, are amended to read:

19 1011.62 Funds for operation of schools.--If the annual
20 allocation from the Florida Education Finance Program to each
21 district for operation of schools is not determined in the
22 annual appropriations act or the substantive bill implementing
23 the annual appropriations act, it shall be determined as
24 follows:

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

29 (d) Annual allocation calculation.--

30 1. The Department of Education is authorized and
31 directed to review all district programs and enrollment

1 | projections and calculate a maximum total weighted full-time
2 | equivalent student enrollment for each district for the K-12
3 | FEFP.

4 | 2. Maximum enrollments calculated by the department
5 | shall be derived from enrollment estimates used by the
6 | Legislature to calculate the FEFP. If two or more districts
7 | enter into an agreement under the provisions of s.
8 | 1001.42(4)(d), after the final enrollment estimate is agreed
9 | upon, the amount of FTE specified in the agreement, not to
10 | exceed the estimate for the specific program as identified in
11 | paragraph (c), may be transferred from the participating
12 | districts to the district providing the program.

13 | 3. As part of its calculation of each district's
14 | maximum total weighted full-time equivalent student
15 | enrollment, the department shall establish separate enrollment
16 | ceilings for each of two program groups. Group 1 shall be
17 | composed of basic programs for grades K-3, grades 4-8, and
18 | grades 9-12. Group 2 shall be composed of students in
19 | exceptional student education programs support levels IV and
20 | V, English for Speakers of Other Languages programs, and all
21 | career programs in grades 9-12 ~~7-12~~.

22 | a. For any calculation of the FEFP, the enrollment
23 | ceiling for group 1 shall be calculated by multiplying the
24 | actual enrollment for each program group in the program by its
25 | appropriate program weight.

26 | ~~b.a.~~ The weighted enrollment ceiling for group 2
27 | programs shall be calculated by multiplying the ~~final~~
28 | enrollment ~~conference estimate~~ for each program by the
29 | appropriate program weight as provided in the General
30 | Appropriations Act. The weighted enrollment ceiling for
31 | program group 2 shall be the sum of the weighted enrollment

1 ceilings for each program in the program group, plus the
2 increase in weighted full-time equivalent student membership
3 from the prior year for clients of the Department of Children
4 and Family Services and the Department of Juvenile Justice.

5 ~~c.b.~~ If, for any calculation of the FEFP, the weighted
6 enrollment for program group 2, derived by multiplying actual
7 enrollments by appropriate program weights, exceeds the
8 enrollment ceiling for that group, the following procedure
9 shall be followed to reduce the weighted enrollment for that
10 group to equal the enrollment ceiling:

11 (I) The weighted enrollment ceiling for each program
12 in the program group shall be subtracted from the weighted
13 enrollment for that program derived from actual enrollments.

14 (II) If the difference calculated under
15 sub-sub-subparagraph (I) is greater than zero for any program,
16 a reduction proportion shall be computed for the program by
17 dividing the absolute value of the difference by the total
18 amount by which the weighted enrollment for the program group
19 exceeds the weighted enrollment ceiling for the program group.

20 (III) The reduction proportion calculated under
21 sub-sub-subparagraph (II) shall be multiplied by the total
22 amount of the program group's enrollment over the ceiling as
23 calculated under sub-sub-subparagraph (I).

24 (IV) The prorated reduction amount calculated under
25 sub-sub-subparagraph (III) shall be subtracted from the
26 program's weighted enrollment to produce a revised program
27 weighted enrollment.

28 (V) The prorated reduction amount calculated under
29 sub-sub-subparagraph (III) shall be divided by the appropriate
30 program weight and the result added to the revised program
31 weighted enrollment computed in sub-sub-subparagraph (IV). ~~For~~

1 ~~any calculation of the FEFP, the enrollment ceiling for group~~
2 ~~1 shall be calculated by multiplying the actual enrollment for~~
3 ~~each program in the program group by its appropriate program~~
4 ~~weight.~~

5 ~~c. For program group 2, the weighted enrollment~~
6 ~~ceiling shall be a number not less than the sum obtained by:~~

7 ~~(I) Multiplying the sum of reported FTE for all~~
8 ~~programs in the program group that have a cost factor of 1.0~~
9 ~~or more by 1.0, and~~

10 ~~(II) By adding this number to the sum obtained by~~
11 ~~multiplying the projected FTE for all programs with a cost~~
12 ~~factor less than 1.0 by the actual cost factor.~~

13 ~~4. Following completion of the weighted enrollment~~
14 ~~ceiling calculation as provided in subparagraph 3., a~~
15 ~~supplemental capping calculation shall be employed for those~~
16 ~~districts that are over their weighted enrollment ceiling. For~~
17 ~~each such district, the total reported unweighted FTE~~
18 ~~enrollment for group 2 programs shall be compared with the~~
19 ~~total appropriated unweighted FTE enrollment for group 2~~
20 ~~programs. If the total reported unweighted FTE for group 2 is~~
21 ~~greater than the appropriated unweighted FTE, then the excess~~
22 ~~unweighted FTE up to the unweighted FTE transferred from group~~
23 ~~2 to group 1 for each district by the Public School FTE~~
24 ~~Estimating Conference shall be funded at a weight of 1.0 and~~
25 ~~added to the funded weighted FTE computed in subparagraph 3.~~

26 Section 3. For the 2006-2007 fiscal year, the
27 nonrecurring sum of \$500 million from the Public Education
28 Capital Outlay and Debt Service Trust Fund and the
29 nonrecurring sum of \$600 million from the Lottery Capital
30 Outlay and Debt Service Trust Fund are appropriated to the
31 Department of Education for class size reduction capital

1 outlay pursuant to s. 1013.735, Florida Statutes, which shall
2 be allocated only to the 67 school districts. Beginning with
3 the 2006-2007 fiscal year, the recurring sum of \$50 million
4 from the Educational Enhancement Trust Fund is appropriated to
5 the Department of Education for debt service for the Class
6 Size Reduction Lottery Capital Outlay Program pursuant to s.
7 1013.737, Florida Statutes.

8 Section 4. This act shall take effect July 1, 2006.

9
10 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
11 COMMITTEE SUBSTITUTE FOR
12 Senate Bill 2380

13 The committee substitute provides an appropriation of \$1.1
14 billion for class size reduction capital outlay and \$50
15 million for debt service on lottery funded bonds. The
16 committee substitute removes the one year delay for school
17 districts to comply with school level class size reduction
18 requirements. In addition, it revises the methodology for
19 calculating the weighted enrollment ceiling for group 2
20 programs within the Florida Education Finance Program (FEFP)
21 so that school districts will be funded at a weight of 1.0 for
22 weighted FTE in excess of the weighted enrollment ceiling for
23 any calculation of the FEFP.
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