

1 A bill to be entitled
 2 An act relating to growth management; amending s.
 3 1013.738, F.S.; revising the eligibility criteria for the
 4 High Growth District Capital Outlay Assistance Grant
 5 Program; revising provisions for allocating funds provided
 6 by the General Appropriations Act to the Public Education
 7 Capital Outlay and Debt Service Trust Fund; providing an
 8 effective date.

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

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 12 Section 1. Subsections (2) and (3) of section 1013.738,
 13 Florida Statutes, are amended to read:

14 1013.738 High Growth District Capital Outlay Assistance
 15 Grant Program.--

16 (2) In order to qualify for a grant, a school district
 17 must meet the following criteria:

18 (a) The district must have levied the full 2 mills of
 19 nonvoted discretionary capital outlay millage authorized in s.
 20 1011.71(2) for each of the past 3 4 fiscal years or receive an
 21 amount from the school capital outlay surtax authorized in s.
 22 212.055(6) which, when added to the nonvoted discretionary
 23 capital outlay millage collected, equals the amount that would
 24 be generated if the full 2 mills of nonvoted discretionary
 25 capital outlay millage had been collected over the past 3 fiscal
 26 years.

27 (b) The district must have received in the prior fiscal
 28 year revenue from the collection of an impact fee specifically

29 for schools and meet one of the following criteria:

30 1. Have received in the prior fiscal year revenue from a
31 local government infrastructure sales surtax authorized in s.
32 212.055(2) a portion of which was dedicated to the construction
33 of schools in such prior fiscal year or to the satisfaction of
34 debt service pledged for the construction of schools.

35 2. Have received in the prior fiscal year revenue from a
36 school capital outlay surtax authorized in s. 212.055(6). If the
37 school capital outlay surtax is used to meet the conditions of
38 paragraph (a), the amount of the school capital outlay surtax
39 collected must be in excess of the amount in paragraph (a).

40 3. Have received in the prior fiscal year revenue from a
41 local bond referendum as authorized in ss. 1010.40-1010.55.

42 4. Have paid in the prior fiscal year debt service for a
43 local bond referendum as authorized in ss. 1010.40-1010.55.
44 ~~Fifty percent of the revenue derived from the 2-mill nonvoted~~
45 ~~discretionary capital outlay millage for the past 4 fiscal~~
46 ~~years, when divided by the district's growth in capital outlay~~
47 ~~FTE students over this period, produces a value that is less~~
48 ~~than the average cost per student station calculated pursuant to~~
49 ~~s. 1013.72(2), and weighted by statewide growth in capital~~
50 ~~outlay FTE students in elementary, middle, and high schools for~~
51 ~~the past 4 fiscal years.~~

52 (c) The district average growth in capital outlay FTE
53 students over the prior 3 fiscal years must have equaled or
54 exceeded 4 percent. Growth in any single year must be determined
55 by calculating the increase in students over the prior year
56 ~~twice the statewide average of growth in capital outlay FTE~~

57 ~~students over this same 4 year period.~~

58 (d) The district must not have received an appropriation
59 from the special facilities construction program in the current
60 fiscal year or any of the 2 fiscal years prior to the current
61 fiscal year. The Commissioner of Education must have released
62 all funds allocated to the district from the Classrooms First
63 Program authorized in s. 1013.68, and these funds were fully
64 expended by the district as of February 1 of the current fiscal
65 year.

66 ~~(e) The total capital outlay FTE students of the district~~
67 ~~is greater than 15,000 students.~~

68 (3) The funds provided in the General Appropriations Act
69 shall be allocated pursuant to the following methodology:

70 (a) Each eligible district school board shall receive an
71 amount from the Public Education Capital Outlay and Debt Service
72 Trust Fund to be calculated by computing the capital outlay
73 full-time equivalent membership as determined by the Department
74 of Education. Such membership must include, but is not limited
75 to, kindergarten through 12th grade students, except hospital
76 and homebound part-time students, students who are career
77 education students, and adult disabled students who are enrolled
78 in school district career centers. For each eligible district,
79 the Department of Education shall calculate the value of 50
80 percent of the revenue derived from the 2 mill nonvoted
81 discretionary capital outlay millage for the past 4 fiscal years
82 divided by the increase in capital outlay FTE students for the
83 same period.

84 (b) The capital outlay full-time equivalent membership

85 shall be determined for kindergarten through the 12th grade and
86 for career centers by averaging the unweighted full-time
87 equivalent student membership for the second and third surveys
88 and comparing the results on a school-by-school basis with the
89 Florida Inventory for School Houses. The capital outlay full-
90 time equivalent membership by grade level organization shall be
91 used in making the following calculation: the capital outlay
92 full-time equivalent membership by grade-level organization for
93 the prior year must be used to compute the growth over the
94 highest of the 3 years preceding the prior year. The Department
95 ~~of Education shall determine, for each eligible district, the~~
96 ~~amount that must be added to the value calculated pursuant to~~
97 ~~paragraph (a) to produce the weighted average value per student~~
98 ~~station calculated pursuant to paragraph (2) (b).~~

99 (c) The total amount appropriated by the Legislature
100 pursuant to this subsection shall be allocated among the growth
101 capital outlay full-time equivalent membership. The allocation
102 shall be prorated to the districts based upon each district's
103 percentage of growth capital outlay full-time membership. The
104 most recent 4-year capital outlay full-time equivalent
105 membership data shall be used in each subsequent year's
106 calculation for the allocation of funds pursuant to this
107 subsection. The value calculated for each eligible district
108 ~~pursuant to paragraph (b) shall be multiplied by the average~~
109 ~~increase in capital outlay FTE students for the past 4 fiscal~~
110 ~~years to determine the maximum amount of a grant that may be~~
111 ~~awarded to a district pursuant to this section.~~

112 (d) If a change, correction, or recomputation of data

113 during any year results in a reduction or increase of the
114 calculated amount previously allocated to a district, the
115 allocation to that district shall be adjusted correspondingly.
116 If such recomputation results in an increase or decrease of the
117 calculated amount, such additional or reduced amounts shall be
118 added to or reduced from the district's future appropriations.
119 However, no change, correction, or recomputation of data shall
120 be made subsequent to 2 years following the initial annual
121 allocation. ~~In the event the funds provided in the General~~
122 ~~Appropriations Act are insufficient to fully fund the maximum~~
123 ~~grants calculated pursuant to paragraph (c), the Department of~~
124 ~~Education shall allocate the funds based on each district's~~
125 ~~prorated share of the total maximum award amount calculated for~~
126 ~~all eligible districts.~~

127 Section 2. This act shall take effect upon becoming a law.