

Amendment No.

CHAMBER ACTION

Senate

House

1 Representative Richardson offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 1910 and 1911 insert:

5 Section 46. Section 1013.441, Florida Statutes, is created
6 to read:

7 1013.441 Green Schools Pilot Project.--

8 (1) The Legislature finds that it is cost-effective and
9 healthy for the public and the environment to build schools that
10 maximize low-water usage and incorporate energy efficiencies,
11 renewable energy, and recycling technologies into the
12 construction of schools. Therefore, the Green Schools Pilot
13 Project is established for selected school districts for the
14 purpose of incorporating the Leadership in Energy and
15 Environmental Design (LEED) silver-level or the Green Globes
16 two-globe rating or better building-certification standards into
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17 every new educational building construction project and, when
18 feasible, every educational building renovation project.

19 (2) LEED building certification standards are defined by
20 the United States Green Building Council and the Green Globes
21 certification standards are defined by the Green Building
22 Initiative. Both standards address the total effect that new
23 buildings have on the environment so as to maximize energy
24 efficiency and to minimize adverse effects on the environment.

25 (3) For purposes of this section, the term "additional
26 costs" means the expenditures that are necessary to build a
27 complete school to LEED silver-level or Green Globes two-globe
28 or better building-certification standards but that exceed the
29 expenditures necessary to build a complete school in compliance
30 with this chapter. Such additional costs may include, but are
31 not limited to, registration and certification fees charged for
32 certification of the school to LEED silver-level or Green Globes
33 two-globe or better building-certification standards.

34 (4) (a) The Department of Education, in consultation with
35 the Florida Energy Office, shall develop by August 1, 2007, an
36 application process for school districts to participate in the
37 pilot project. Three school districts shall be selected by the
38 State Board of Education by January 1, 2008, to participate in
39 the pilot project. One school district shall be in a county
40 having a population of 1 million or more residents; one school
41 district shall be in a county having a population of 250,000 to
42 999,999 residents; and one school district shall be in a county
43 having a population of fewer than 250,000 residents. School
44 districts selected to participate in the pilot project shall, to

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45 the greatest extent possible, represent geographically different
46 regions of the state.

47 (b) At a minimum, each school district selected by the
48 State Board of Education to participate in the pilot project
49 must:

50 1. Demonstrate that it implements sound financial
51 management practices by producing documentation that indicates
52 that the school district for the preceding 3 years has had no
53 material weaknesses or instances of material noncompliance noted
54 in its annual audits required under s. 218.39.

55 2. Engage a design team that has demonstrated knowledge
56 and experience in high-performance green building construction.

57 3. Commit to building at least one complete school to LEED
58 silver-level or Green Globes two-globe or better building-
59 certification standards. A school built to such building-
60 certification standards shall be designated as a "Green School."

61 (c) When selecting school districts to participate in the
62 pilot project, evaluation criteria implemented by the State
63 Board of Education may include, but need not be limited to,
64 school districts that demonstrate a high percentage of
65 environmentally inefficient schools or school districts that
66 propose innovative methods for improving water savings, energy
67 efficiency, or indoor environmental quality.

68 (5) (a) From funds appropriated for the Green Schools Pilot
69 Program, the department shall distribute to each participating
70 school district an amount sufficient to fund the additional
71 costs required to build one complete school to LEED silver-level

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72 | or Green Globes two-globe or better building-certification
73 | standards.

74 | 1. If appropriated funds are insufficient to fund the
75 | total of additional costs required to build three complete
76 | schools to LEED silver-level or Green Globes two-globe or better
77 | building-certification standards, the department shall prorate
78 | funds available and make distributions based on the ratio of
79 | each school's additional costs relative to the total of
80 | additional costs for the three schools.

81 | 2. If appropriated funds remain after the distribution,
82 | such funds may be distributed by the department to one or more
83 | of the participating school districts to fund the additional
84 | costs required to build other new schools or to renovate
85 | existing schools to LEED silver-level or Green Globes two-globe
86 | or better building-certification standards.

87 | (b) Participating school districts must annually report to
88 | the department the expenditure of funds received under paragraph
89 | (a). The reports must be open to inspection and examination by
90 | the Auditor General. A participating school district must return
91 | to the department:

92 | 1. Any funds found by the Auditor General to have been
93 | improperly expended.

94 | 2. Funds received under paragraph (a) for the construction
95 | or renovation of a school if LEED silver-level or Green Globes
96 | two-globe certification or better is not obtained for the school
97 | within 1 year after its completion.

98 | (c) Notwithstanding s. 216.301 and pursuant to s. 216.351,
99 | undisbursed balances of appropriations for the Green Schools
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100 Pilot Program do not revert to the General Revenue Fund but
101 shall be retained by the department to be used for purposes of
102 this section.

103 (6) Each participating school district shall deliver to
104 the Governor, the President of the Senate, the Speaker of the
105 House of Representatives, and the Commissioner of Education a
106 report on the effects Green Schools have had on student
107 performance and health, operational costs, energy consumption,
108 and the environment in the district. This report shall be
109 submitted by July 1 of the year after a Green School has been in
110 full operation for 3 years.

111 Section 47. For the 2007-2008 fiscal year, the sum of \$3.5
112 million in nonrecurring funds is appropriated from the Public
113 Education Capital Outlay and Debt Service Trust Fund to the
114 Department of Education for the purpose of funding the
115 additional costs required for the new construction of three
116 complete schools to LEED silver-level or Green Globes two-globe
117 or better building-certification standards under the Green
118 Schools Pilot Project.

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

121 Remove line 187 and insert:
122 requirements and procedures therefor; creating s.
123 1013.441, F.S.; establishing the Green Schools Pilot
124 Project to enable selected school districts to comply with
125 certain building-certification standards; defining the
126 term "additional costs"; providing for an application and
127 selection process for participation in the pilot project;

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128 providing requirements for school districts to
129 participate; providing for evaluation criteria that may be
130 used during the selection process; providing for the
131 distribution of funds by the Department of Education;
132 providing for prorated distribution of funds under
133 specified circumstances; providing authority to distribute
134 excess funds for specified purposes; requiring the
135 reporting of expenditures by participating school
136 districts; authorizing inspection and evaluation of the
137 reports by the Auditor General; providing for the return
138 of improperly expended funds and of specified funds if a
139 constructed or renovated school fails to achieve specified
140 certification standards; providing that appropriated funds
141 do not revert to the General Revenue Fund; requiring a
142 report by each participating school district; providing