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1  
2 An act relating to educational facilities; amending s.  
3 1011.71, F.S., relating to district school tax; revising  
4 provisions relating to school district expenditure of  
5 capital outlay millage under certain circumstances;  
6 providing for contingent effect and future expiration of  
7 such provisions; amending s. 1013.45, F.S.; increasing the  
8 maximum authorized amount of a day-labor contract to  
9 \$280,000; providing for such amount to be adjusted  
10 annually; authorizing construction of dormitories on a  
11 community college campus that is within a municipality  
12 that is designated as an area of critical state concern  
13 and meets certain requirements; providing an effective  
14 date.

15  
16 Be It Enacted by the Legislature of the State of Florida:

17  
18 Section 1. Subsection (3) of section 1011.71, Florida  
19 Statutes, as amended by chapters 2007-328 and 2008-2, Laws of  
20 Florida, and renumbered as subsection (4) and amended by section  
21 10 of House Bill 5083, 2008 Regular Session, and contingent on  
22 that bill becoming a law, is amended to read:

23 1011.71 District school tax.--

24 (4) A school district that has met the reduction  
25 requirements regarding class size for the 2008-2009 fiscal year  
26 pursuant to s. 1003.03 for K-12 students for whom the school  
27 district provides the educational facilities and governs  
28 operations and certifies to the Commissioner of Education that  
29 the district does not need all of its discretionary 1.75-mill

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30 capital improvement revenue for capital outlay purposes and all  
31 of the district's instructional space needs for the next 5 years  
32 can be met from capital outlay sources that the district  
33 reasonably expects to receive during the next 5 years from local  
34 revenues and from currently appropriated state facilities funding  
35 or from alternative scheduling or construction, leasing,  
36 rezoning, or technological methodologies that exhibit sound  
37 management may expend, subject to the provisions of s. 200.065,  
38 up to \$65 per unweighted full-time equivalent student from the  
39 revenue generated by the 2008-2009 millage levy authorized by  
40 subsection (2) to fund, in addition to expenditures authorized in  
41 paragraphs (2)(a)-(j), 2008-2009 expenses for the following:

42 (a) The purchase, lease-purchase, or lease of driver's  
43 education vehicles; motor vehicles used for the maintenance or  
44 operation of plants and equipment; security vehicles; or vehicles  
45 used in storing or distributing materials and equipment.

46 (b) Payment of the cost of premiums for property and  
47 casualty insurance necessary to insure school district  
48 educational and ancillary plants. Operating revenues that are  
49 made available through the payment of property and casualty  
50 insurance premiums from revenues generated under this subsection  
51 may be expended only for nonrecurring operational expenditures of  
52 the school district.

53 Section 2. The amendment made by this act to subsection (3)  
54 of section 1011.71, Florida Statutes, renumbered as subsection  
55 (4) by House Bill 5083, 2008 Regular Session, and contingent on  
56 that bill becoming a law, shall expire July 1, 2009, and the text  
57 of that subsection shall revert to that in existence on the day  
58 before the effective date of chapter 2007-328, Laws of Florida,

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59 except that any amendments to such text enacted other than by  
60 this act and House Bill 5083, 2008 Regular Session, shall be  
61 preserved and continue to operate to the extent that such  
62 amendments are not dependent upon the portions of such text that  
63 expire pursuant to this section.

64 Section 3. Paragraph (e) of subsection (1) of section  
65 1013.45, Florida Statutes, is amended to read:

66 1013.45 Educational facilities contracting and construction  
67 techniques.--

68 (1) Boards may employ procedures to contract for  
69 construction of new facilities, or major additions to existing  
70 facilities, that will include, but not be limited to:

71 (e) Day-labor contracts not exceeding \$280,000 ~~\$200,000~~ for  
72 construction, renovation, remodeling, or maintenance of existing  
73 facilities. Beginning January 2009, this amount shall be adjusted  
74 annually based upon changes in the Consumer Price Index.

75 Section 4. Subsection (4) is added to section 1013.40,  
76 Florida Statutes, to read:

77 1013.40 Planning and construction of community college  
78 facilities; property acquisition.--

79 (4) The campus of a community college within a municipality  
80 designated as an area of critical state concern, as defined in s.  
81 380.05, and having a comprehensive plan and land development  
82 regulations containing a building permit allocation system that  
83 limits annual growth, may construct dormitories for up to 100  
84 beds for community college students. Such dormitories shall be  
85 exempt from the building permit allocation system and may be  
86 constructed up to 45 feet in height provided that they are  
87 otherwise consistent with the comprehensive plan, the community

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88 | college has a hurricane evacuation plan that requires all  
89 | dormitory occupants to be evacuated 48 hours in advance of  
90 | tropical force winds, and that transportation is provided for  
91 | dormitory occupants during an evacuation.

92 |       Section 5. This act shall take effect July 1, 2008.