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1
2 An act implementing the 2007-2008 Special Appropriations
3 Act; providing legislative intent; providing for the
4 incorporation by reference of certain calculations used by
5 the Legislature for the 2007-2008 fiscal year; providing
6 for the implementation of specified appropriations;
7 providing legislative intent with respect to reductions in
8 expenditures made by district school boards; providing for
9 moneys in specified trust funds to be expended as directed
10 by the Legislature, notwithstanding certain provisions to
11 the contrary; amending s. 1011.71, F.S.; increasing the
12 amount that certain school districts may expend, per
13 unweighted full-time equivalent student, from the revenue
14 generated by the 2007-2008 district school tax levy;
15 providing for the expiration of such increase; providing
16 for the effect of a veto of one or more specific
17 appropriations or proviso provisions to which implementing
18 language refers; providing for severability; providing an
19 effective date.
20

21 Be It Enacted by the Legislature of the State of Florida:
22

23 Section 1. It is the intent of the Legislature that the
24 implementing and administering provisions of this act apply to
25 the act making special appropriations and reductions in
26 appropriations for the 2007-2008 fiscal year adopted during the
27 2008 Regular Session.

28 Section 2. In order to implement Specific Appropriations 2
29 and 29-32 of the 2007-2008 Special Appropriations Act adopted

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30 during the 2008 Regular Session, the calculations of the Florida
31 Education Finance Program for the 2007-2008 fiscal year in the
32 document entitled "Public School Funding - The Florida Education
33 Finance Program," dated March 9, 2008, and filed with the Clerk
34 of the House of Representatives are incorporated by reference for
35 the purpose of displaying the calculations used by the
36 Legislature, consistent with requirements of the Florida
37 Statutes, in making appropriations and reductions in
38 appropriations for the Florida Education Finance Program.

39 Section 3. The 2007-2008 appropriations for the Florida
40 Education Finance Program and categorical funds provide each
41 school district an increase in total potential funds per full-
42 time equivalent student which is greater than the amount provided
43 for the 2006-2007 fiscal year. Therefore, it is the intent of the
44 Legislature that any reductions in expenditures by school
45 districts in response to any of the appropriation reductions in
46 Specific Appropriations 2 and 29-32 of the 2007-2008 Special
47 Appropriations Act adopted during the 2008 Regular Session be
48 made in functions other than classroom instruction.

49 Section 4. In order to implement Specific Appropriation
50 953A of the 2007-2008 Special Appropriations Act adopted during
51 the 2008 Regular Session and notwithstanding the provisions of s.
52 25.384(2), Florida Statutes, to the contrary, funds in the Court
53 Education Trust Fund shall also be expended as directed by the
54 Legislature in the 2007-2008 Special Appropriations Act adopted
55 during the 2008 Regular Session.

56 Section 5. In order to implement Specific Appropriations
57 945A and 953A of the 2007-2008 Special Appropriations Act adopted
58 during the 2008 Regular Session, and notwithstanding the

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59 provisions of s. 44.108, Florida Statutes, to the contrary, the
60 fees imposed pursuant to s. 44.108(1), Florida Statutes, and
61 deposited in the Mediation and Arbitration Trust Fund shall also
62 be expended as directed by the Legislature in the 2007-2008
63 Special Appropriations Act adopted during the 2008 Regular
64 Session.

65 Section 6. Subsection (3) of section 1011.71, Florida
66 Statutes, as amended by section 4 of chapter 2007-328, Laws of
67 Florida, is amended to read:

68 1011.71 District school tax.--

69 (3) A school district that has met the reduction
70 requirements regarding class size for the 2007-2008 fiscal year
71 pursuant to s. 1003.03 for K-12 students for whom the school
72 district provides the educational facilities and certifies to the
73 Commissioner of Education that the district does not need all of
74 its discretionary 2-mill capital improvement revenue for capital
75 outlay purposes and all of the district's instructional space
76 needs for the next 5 years can be met from capital outlay sources
77 that the district reasonably expects to receive during the next 5
78 years from local revenues and from currently appropriated state
79 facilities funding or from alternative scheduling or
80 construction, leasing, rezoning, or technological methodologies
81 that exhibit sound management may expend, subject to the
82 provisions of s. 200.065, up to \$65 ~~\$25~~ per unweighted full-time
83 equivalent student from the revenue generated by the 2007-2008
84 millage levy authorized by subsection (2) to fund, in addition to
85 expenditures authorized in paragraphs (2)(a)-(j), 2007-2008
86 expenses for the following:

87 (a) The purchase, lease-purchase, or lease of driver's

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88 education vehicles; motor vehicles used for the maintenance or
89 operation of plants and equipment; security vehicles; or vehicles
90 used in storing or distributing materials and equipment.

91 (b) Payment of the cost of premiums for property and
92 casualty insurance necessary to insure school district
93 educational and ancillary plants. Operating revenues that are
94 made available through the payment of property and casualty
95 insurance premiums from revenues generated under this subsection
96 may be expended only for nonrecurring operational expenditures of
97 the school district.

98 Section 7. The amendments to s. 1011.71(3), Florida
99 Statutes, as carried forward by this act from chapter 2007-328,
100 Laws of Florida, and made by this act shall expire July 1, 2008,
101 and the text of that section shall revert to that in existence on
102 the day before the effective date of chapter 2007-328, Laws of
103 Florida, except that any amendments to such text enacted other
104 than by this act and chapter 2007-328, Laws of Florida, shall be
105 preserved and continue to operate to the extent that such
106 amendments are not dependent upon the portions of such text which
107 expire pursuant to this section.

108 Section 8. Any section of this act which implements a
109 specific appropriation or specifically identified proviso
110 language in the act making appropriations and reductions in
111 appropriations for the 2007-2008 fiscal year is void if the
112 specific appropriation or specifically identified proviso
113 language is vetoed. Any section of this act which implements more
114 than one specific appropriation or more than one portion of
115 specifically identified proviso language in the act making
116 appropriations and reductions for the 2007-2008 fiscal year is

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117 | void if all the specific appropriations or portions of
118 | specifically identified proviso language are vetoed.

119 | Section 9. If any provision of this act or its application
120 | to any person or circumstance is held invalid, the invalidity
121 | does not affect other provisions or applications of the act which
122 | can be given effect without the invalid provision or application,
123 | and to this end the provisions of this act are severable.

124 | Section 10. This act shall take effect upon becoming a law.