

Amendment No.

CHAMBER ACTION

Senate

House

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. . .

1 Representative Flores offered the following:

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

4 Remove everything after the enacting clause and insert:

5 Section 1. Present subsections (4) and (5) of section
6 218.503, Florida Statutes, are renumbered as subsections (5) and
7 (6), respectively, and a new subsection (4) is added to that
8 section to read:

9 218.503 Determination of financial emergency.--

10 (4) Notwithstanding ss. 1001.395 and 1001.47, if the
11 Commissioner of Education determines that the measures imposed
12 pursuant to subsection (3) have not eliminated a state of
13 financial emergency in a school district within 30 days after
14 the date the financial emergency was declared to exist, the
15 salary of each district school board member, the district
16 superintendent, and each district employee, except for classroom
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17 teachers, other classroom instructional personnel, educational
18 support employees, and all other nonadministrative personnel,
19 shall be reduced proportionately in an amount necessary to
20 provide for an unreserved general fund balance of 2 percent of
21 general fund revenues in the district's operating budget.

22 Section 2. Paragraph (c) of subsection (3) of section
23 1002.53, Florida Statutes, is amended to read:

24 1002.53 Voluntary Prekindergarten Education Program;
25 eligibility and enrollment.--

26 (3) The parent of each child eligible under subsection (2)
27 may enroll the child in one of the following programs:

28 (c) A school-year prekindergarten program delivered by a
29 public school, ~~if offered by a school district that is eligible~~
30 ~~under s. 1002.63.~~

31
32 Except as provided in s. 1002.71(4), a child may not enroll in
33 more than one of these programs.

34 Section 3. Subsections (4) and (7) of section 1002.61,
35 Florida Statutes, are amended to read:

36 1002.61 Summer prekindergarten program delivered by public
37 schools and private prekindergarten providers.--

38 (4) Notwithstanding ss. 1002.55(3)(c)1. and 1002.63(4)
39 ~~1002.63(5)~~, each public school and private prekindergarten
40 provider must have, for each prekindergarten class, at least one
41 prekindergarten instructor who:

42 (a) Is a certified teacher; or

43 (b) Holds one of the educational credentials specified in
44 s. 1002.55(4)(a) or (b).

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45
46 As used in this subsection, the term "certified teacher" means a
47 teacher holding a valid Florida educator certificate under s.
48 1012.56 who has the qualifications required by the district
49 school board to instruct students in the summer prekindergarten
50 program. In selecting instructional staff for the summer
51 prekindergarten program, each school district shall give
52 priority to teachers who have experience or coursework in early
53 childhood education.

54 (7) Notwithstanding ss. 1002.55(3)(f) and 1002.63(7)
55 ~~1002.63(8)~~, each prekindergarten class in the summer
56 prekindergarten program, regardless of whether the class is a
57 public school's or private prekindergarten provider's class,
58 must be composed of at least 4 students but may not exceed 12 ~~10~~
59 students beginning with the 2009 summer session. In order to
60 protect the health and safety of students, each public school or
61 private prekindergarten provider must also provide appropriate
62 adult supervision for students at all times. This subsection
63 does not supersede any requirement imposed on a provider under
64 ss. 402.301-402.319.

65 Section 4. Section 1002.63, Florida Statutes, is amended
66 to read:

67 1002.63 School-year prekindergarten program delivered by
68 public schools.--

69 (1) Each school district ~~eligible under subsection (4)~~ may
70 administer the Voluntary Prekindergarten Education Program at
71 the district level for students enrolled under s. 1002.53(3)(c)

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72 in a school-year prekindergarten program delivered by a public
73 school.

74 (2) Each school-year prekindergarten program delivered by
75 a public school must comprise at least 540 instructional hours.

76 (3) The district school board of each school district
77 ~~eligible under subsection (4)~~ shall determine which public
78 schools in the district may ~~are eligible to~~ deliver the
79 prekindergarten program during the school year.

80 ~~(4) To be eligible to deliver the prekindergarten program~~
81 ~~during the school year, each school district must meet both of~~
82 ~~the following requirements:~~

83 ~~(a) The district school board must certify to the State~~
84 ~~Board of Education that the school district:~~

85 ~~1. Has reduced the average class size in each classroom in~~
86 ~~accordance with s. 1003.03 and the schedule in s. 1(a), Art. IX~~
87 ~~of the State Constitution; and~~

88 ~~2. Has sufficient satisfactory educational facilities and~~
89 ~~capital outlay funds to continue reducing the average class size~~
90 ~~in each classroom in the district's elementary schools for each~~
91 ~~year in accordance with the schedule for class size reduction~~
92 ~~and to achieve full compliance with the maximum class sizes in~~
93 ~~s. 1(a), Art. IX of the State Constitution by the beginning of~~
94 ~~the 2010-2011 school year.~~

95 ~~(b) The Commissioner of Education must certify to the~~
96 ~~State Board of Education that the department has reviewed the~~
97 ~~school district's educational facilities, capital outlay funds,~~
98 ~~and projected student enrollment and concurs with the district~~
99 ~~school board's certification under paragraph (a).~~

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100 (4)~~(5)~~ Each public school must have, for each
101 prekindergarten class, at least one prekindergarten instructor
102 who meets each requirement in s. 1002.55(3)(c) for a
103 prekindergarten instructor of a private prekindergarten
104 provider.

105 (5)~~(6)~~ Each prekindergarten instructor employed by a
106 public school delivering the school-year prekindergarten program
107 must be of good moral character, must be screened using the
108 level 2 screening standards in s. 435.04 before employment and
109 rescreened at least once every 5 years, must be denied
110 employment or terminated if required under s. 435.06, and must
111 not be ineligible to teach in a public school because his or her
112 educator certificate is suspended or revoked. This subsection
113 does not supersede employment requirements for instructional
114 personnel in public schools which are more stringent than the
115 requirements of this subsection.

116 (6)~~(7)~~ A public school prekindergarten provider may assign
117 a substitute instructor to temporarily replace a credentialed
118 instructor if the credentialed instructor assigned to a
119 prekindergarten class is absent, as long as the substitute
120 instructor is of good moral character and has been screened
121 before employment in accordance with level 2 background
122 screening requirements in chapter 435. This subsection does not
123 supersede employment requirements for instructional personnel in
124 public schools which are more stringent than the requirements of
125 this subsection. The Agency for Workforce Innovation shall adopt
126 rules to implement this subsection which shall include required
127 qualifications of substitute instructors and the circumstances
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128 and time limits for which a public school prekindergarten
129 provider may assign a substitute instructor.

130 ~~(7)-(8)~~ Each prekindergarten class in a public school
131 delivering the school-year prekindergarten program must be
132 composed of at least 4 students but may not exceed 18 students.
133 In order to protect the health and safety of students, each
134 school must also provide appropriate adult supervision for
135 students at all times and, for each prekindergarten class
136 composed of 11 or more students, must have, in addition to a
137 prekindergarten instructor who meets the requirements of s.
138 1002.55(3)(c), at least one adult prekindergarten instructor who
139 is not required to meet those requirements but who must meet
140 each requirement of subsection (5) ~~(6)~~.

141 ~~(8)-(9)~~ Each public school delivering the school-year
142 prekindergarten program must:

143 (a) Register with the early learning coalition on forms
144 prescribed by the Agency for Workforce Innovation; and

145 (b) Deliver the Voluntary Prekindergarten Education
146 Program in accordance with this part.

147 Section 5. Subsections (3) and (4), paragraph (d) of
148 subsection (6), and subsection (7) of section 1002.71, Florida
149 Statutes, are amended to read:

150 1002.71 Funding; financial and attendance reporting.--

151 (3)(a) A separate ~~The~~ base student allocation per full-
152 time equivalent student in the Voluntary Prekindergarten
153 Education Program shall be provided in the General
154 Appropriations Act for a school-year prekindergarten program and
155 for a summer prekindergarten program. The base student

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156 allocation for a school-year prekindergarten program ~~and~~ shall
157 be equal for each student, regardless of whether the student is
158 enrolled in a school-year prekindergarten program delivered by a
159 public school or a private prekindergarten provider. The base
160 student allocation for ~~a summer prekindergarten program~~ shall
161 be equal for each student, regardless of whether the student is
162 enrolled in a summer prekindergarten program delivered by a
163 public school or a private prekindergarten provider, ~~or a~~
164 ~~school-year prekindergarten program delivered by a public~~
165 ~~school.~~

166 (b) Each county's allocation per full-time equivalent
167 student in the Voluntary Prekindergarten Education Program shall
168 be calculated annually by multiplying the base student
169 allocation provided in the General Appropriations Act by the
170 county's district cost differential provided in s. 1011.62(2).
171 Each private prekindergarten provider and public school shall be
172 paid in accordance with the county's allocation per full-time
173 equivalent student.

174 (c) The initial allocation shall be based on estimated
175 student enrollment in each coalition service area. The Agency
176 for Workforce Innovation shall reallocate funds among the
177 coalitions based on actual full-time equivalent student
178 enrollment in each coalition service area.

179 (d) For programs offered by school districts pursuant to
180 s. 1002.61 and beginning with the 2009 summer program, each
181 district's funding shall be based on a full-time equivalent
182 student enrollment that is evenly divisible by 12 ~~10~~. If the
183 result of dividing a district's full-time equivalent student
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184 enrollment by 12 ~~10~~ is not a whole number, the district's
185 enrollment calculation shall be adjusted by adding the minimum
186 number of full-time equivalent students to produce a full-time
187 equivalent student enrollment calculation that is evenly
188 divisible by 12 ~~10~~.

189 (4) Notwithstanding s. 1002.53(3) and subsection (2):

190 (a) A child who, for any of the prekindergarten programs
191 listed in s. 1002.53(3), has not completed more than 10 percent
192 of the hours authorized to be reported for funding under
193 subsection (2) may withdraw from the program for good cause,
194 reenroll in one of the programs, and be reported for funding
195 purposes as a full-time equivalent student in the program for
196 which the child is reenrolled. The total funding for a child who
197 reenrolls in the same program shall not exceed one full-time
198 equivalent student.

199 (b) A child who has not substantially completed any of the
200 prekindergarten programs listed in s. 1002.53(3) may withdraw
201 from the program due to an extreme hardship that is beyond the
202 child's or parent's control, reenroll in one of the summer
203 programs, and be reported for funding purposes as a full-time
204 equivalent student in the summer program for which the child is
205 reenrolled.

206
207 A child may reenroll only once in a prekindergarten program
208 under this section. A child who reenrolls in a prekindergarten
209 program under this subsection may not subsequently withdraw from
210 the program and reenroll. The Agency for Workforce Innovation
211 shall establish criteria specifying whether a good cause exists
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212 for a child to withdraw from a program under paragraph (a),
213 whether a child has substantially completed a program under
214 paragraph (b), and whether an extreme hardship exists which is
215 beyond the child's or parent's control under paragraph (b).

216 (6)

217 (d) The Agency for Workforce Innovation shall adopt, for
218 funding purposes, a uniform attendance policy for the Voluntary
219 Prekindergarten Education Program. The attendance policy must
220 apply statewide and apply equally to all private prekindergarten
221 providers and public schools. The attendance policy must
222 establish a minimum requirement for student attendance and
223 include the following provisions:

224 1. Beginning with the 2009-2010 fiscal year for school-
225 year programs and the 2009 summer program, a student who meets
226 the minimum requirement of 80 percent of the total number of
227 hours for the program may be reported as a full-time equivalent
228 student for funding purposes.

229 2. A student who does not meet the minimum requirement may
230 be reported only as a fractional part of a full-time equivalent
231 student, reduced pro rata based on the student's attendance.

232 3. A student who does not meet the minimum requirement may
233 be reported as a full-time equivalent student if the student is
234 absent for good cause in accordance with exceptions specified in
235 the uniform attendance policy.

236
237 The uniform attendance policy shall be used only for funding
238 purposes and does not prohibit a private prekindergarten

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239 provider or public school from adopting and enforcing its
240 attendance policy under paragraphs (a) and (c).

241 (7) The Agency for Workforce Innovation shall require that
242 administrative expenditures be kept to the minimum necessary for
243 efficient and effective administration of the Voluntary
244 Prekindergarten Education Program. Administrative policies and
245 procedures shall be revised, to the maximum extent practicable,
246 to incorporate the use of automation and electronic submission
247 of forms, including those required for child eligibility and
248 enrollment, provider and class registration, and monthly
249 certification of attendance for payment. A school district may
250 use the attendance reporting system with which it transmits data
251 regarding K-12 students to the Department of Education for the
252 purpose of transmitting attendance data for prekindergarten
253 students to the early learning coalition. Beginning with the
254 2008-2009 fiscal year, each early learning coalition may retain
255 and expend no more than 4.85 5 percent of the funds paid by the
256 coalition to private prekindergarten providers and public
257 schools under paragraph (5) (b). Funds retained by an early
258 learning coalition under this subsection may be used only for
259 administering the Voluntary Prekindergarten Education Program
260 and may not be used for the school readiness program or other
261 programs.

262 Section 6. Paragraphs (c) and (d) of subsection (2) of
263 section 1002.73, Florida Statutes, are amended to read:

264 1002.73 Department of Education; powers and duties;
265 accountability requirements.--

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266 (2) The department shall adopt procedures for the
267 department's:

268 ~~(c) Certification of school districts that are eligible to~~
269 ~~deliver the school-year prekindergarten program under s.~~
270 ~~1002.63.~~

271 ~~(c)(d)~~ Administration of the statewide kindergarten
272 screening and calculation of kindergarten readiness rates under
273 s. 1002.69.

274 Section 7. Paragraph (a) of subsection (4) of section
275 1003.03, Florida Statutes, is amended to read:

276 1003.03 Maximum class size.--

277 (4) ACCOUNTABILITY.--

278 (a)1. Beginning in the 2003-2004 fiscal year, if the
279 department determines for any year that a school district has
280 not reduced average class size as required in subsection (2) at
281 the time of the third FEFP calculation, the department shall
282 calculate an amount from the class size reduction operating
283 categorical which is proportionate to the amount of class size
284 reduction not accomplished. Upon verification of the
285 department's calculation by the Florida Education Finance
286 Program Appropriation Allocation Conference and not later than
287 March 1 of each year, the Executive Office of the Governor shall
288 transfer undistributed funds equivalent to the calculated amount
289 from the district's class size reduction operating categorical
290 to an approved fixed capital outlay appropriation for class size
291 reduction in the affected district pursuant to s. 216.292(2)(d).
292 The amount of funds transferred shall be the lesser of the
293 amount verified by the Florida Education Finance Program

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294 Appropriation Allocation Conference or the undistributed balance
295 of the district's class size reduction operating categorical.

296 2. In lieu of the transfer required by subparagraph 1.,
297 the Commissioner of Education may recommend a budget amendment,
298 subject to approval by the Legislative Budget Commission, to
299 transfer an alternative amount of funds from the district's
300 class size reduction operating categorical to its approved fixed
301 capital outlay account for class size reduction if the
302 commissioner finds that the State Board of Education has
303 reviewed evidence indicating that a district has been unable to
304 meet class size reduction requirements despite appropriate
305 effort to do so. The commissioner's budget amendment must be
306 submitted to the Legislative Budget Commission by February 15 of
307 each year.

308 3. For the 2007-2008 fiscal year and thereafter, if in any
309 fiscal year funds from a district's class size operating
310 categorical are required to be transferred to its fixed capital
311 outlay fund and the district's class size operating categorical
312 allocation in the General Appropriations Act for that fiscal
313 year has been reduced by a subsequent appropriation, the
314 Commissioner of Education may recommend a 50-percent ~~10-percent~~
315 reduction in the amount of the transfer.

316 Section 8. Section 1011.051, Florida Statutes, is created
317 to read:

318 1011.051 Guidelines for general funds.--The district
319 school board shall maintain an unreserved general fund balance
320 that is sufficient to address normal contingencies. If at any

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321 time the unreserved general fund in the district's approved
322 operating budget falls below:

323 (1) Five percent of projected general fund revenues, the
324 superintendent shall provide written notification to the
325 district school board and the Commissioner of Education.

326 (2) Two percent of projected general fund revenues, the
327 provisions of s. 447.4095 shall be followed for the purpose of
328 modifying existing collective bargaining agreements as necessary
329 to avoid a financial emergency within the school district as
330 provided under part V of chapter 218. If the parties fail to
331 reach agreement and proceed to implement the provisions of s.
332 447.403, the superintendent shall provide written notification
333 to the Commissioner of Education, the dispute shall be resolved
334 through an expedited impasse hearing, and the timelines
335 prescribed in s. 447.403(2)(c) shall apply.

336 Section 9. Paragraph (d) of subsection (2) and subsections
337 (4) through (8) of section 1011.71, Florida Statutes, are
338 amended, and paragraphs (k) and (l) are added to subsection (2)
339 of that section, to read:

340 1011.71 District school tax.--

341 (2) In addition to the maximum millage levy as provided in
342 subsection (1), each school board may levy not more than 1.75
343 mills against the taxable value for school purposes for district
344 schools, including charter schools at the discretion of the
345 school board, to fund:

346 (d) The purchase, lease-purchase, or lease of new and
347 replacement equipment, and enterprise resource software
348 applications that are classified as capital assets in accordance
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349 with definitions of the Governmental Accounting Standards Board,
350 have a useful life of at least 5 years, and are used to support
351 district-wide administration or state mandated reporting
352 requirements.

353 (k) Payment of the cost of premiums for property and
354 casualty insurance necessary to insure school district
355 educational and ancillary plants as required by ss.
356 1001.42(11)(d) and 1001.51(11)(k).

357 (l) The purchase, lease-purchase, or lease of driver's
358 education vehicles; motor vehicles used for the maintenance or
359 operation of plants and equipment; security vehicles; or
360 vehicles used in storing or distributing materials and
361 equipment.

362 ~~(4) A school district that has met the reduction~~
363 ~~requirements regarding class size for the 2008-2009 fiscal year~~
364 ~~pursuant to s. 1003.03 for K-12 students for whom the school~~
365 ~~district provides the educational facilities and governs~~
366 ~~operations and certifies to the Commissioner of Education that~~
367 ~~the district does not need all of its discretionary 1.75 mill~~
368 ~~capital improvement revenue for capital outlay purposes and all~~
369 ~~of the district's instructional space needs for the next 5 years~~
370 ~~can be met from capital outlay sources that the district~~
371 ~~reasonably expects to receive during the next 5 years from local~~
372 ~~revenues and from currently appropriated state facilities~~
373 ~~funding or from alternative scheduling or construction, leasing,~~
374 ~~rezoning, or technological methodologies that exhibit sound~~
375 ~~management may expend, subject to the provisions of s. 200.065,~~
376 ~~up to \$65 per unweighted full-time equivalent student from the~~
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377 ~~revenue generated by the 2008-2009 millage levy authorized by~~
378 ~~subsection (2) to fund, in addition to expenditures authorized~~
379 ~~in paragraphs (2) (a) - (j), 2008-2009 expenses for the following:~~

380 ~~(a) The purchase, lease purchase, or lease of driver's~~
381 ~~education vehicles; motor vehicles used for the maintenance or~~
382 ~~operation of plants and equipment; security vehicles; or~~
383 ~~vehicles used in storing or distributing materials and~~
384 ~~equipment.~~

385 ~~(b) Payment of the cost of premiums for property and~~
386 ~~casualty insurance necessary to insure school district~~
387 ~~educational and ancillary plants. Operating revenues that are~~
388 ~~made available through the payment of property and casualty~~
389 ~~insurance premiums from revenues generated under this subsection~~
390 ~~may be expended only for nonrecurring operational expenditures~~
391 ~~of the school district.~~

392 ~~(4)(5)~~ Violations of the expenditure provisions in
393 subsection (2) ~~or subsection (4)~~ shall result in an equal dollar
394 reduction in the Florida Education Finance Program (FEFP) funds
395 for the violating district in the fiscal year following the
396 audit citation.

397 ~~(5)(6)~~ These taxes shall be certified, assessed, and
398 collected as prescribed in s. 1011.04 and shall be expended as
399 provided by law.

400 ~~(6)(7)~~ Nothing in s. 1011.62(4)(a)1. shall in any way be
401 construed to increase the maximum school millage levies as
402 provided for in subsection (1).

403 ~~(7)(8)~~ In addition to the maximum millage levied under
404 this section and the General Appropriations Act, a school
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405 district may levy, by local referendum or in a general election,
406 additional millage for school operational purposes up to an
407 amount that, when combined with nonvoted millage levied under
408 this section, does not exceed the 10-mill limit established in
409 s. 9(b), Art. VII of the State Constitution. Any such levy shall
410 be for a maximum of 4 years and shall be counted as part of the
411 10-mill limit established in s. 9(b), Art. VII of the State
412 Constitution. Millage elections conducted under the authority
413 granted pursuant to this section are subject to s. 1011.73.
414 Funds generated by such additional millage do not become a part
415 of the calculation of the Florida Education Finance Program
416 total potential funds in 2001-2002 or any subsequent year and
417 must not be incorporated in the calculation of any hold-harmless
418 or other component of the Florida Education Finance Program
419 formula in any year. If an increase in required local effort,
420 when added to existing millage levied under the 10-mill limit,
421 would result in a combined millage in excess of the 10-mill
422 limit, any millage levied pursuant to this subsection shall be
423 considered to be required local effort to the extent that the
424 district millage would otherwise exceed the 10-mill limit.

425 Section 10. Subsection (2) of section 1011.73, Florida
426 Statutes, is amended to read:

427 1011.73 District millage elections.--

428 (2) MILLAGE AUTHORIZED NOT TO EXCEED 4 YEARS.--The
429 district school board, pursuant to resolution adopted at a
430 regular meeting, shall direct the county commissioners to call
431 an election at which the electors within the school district may
432 approve an ad valorem tax millage as authorized under s.

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433 1011.71(7) ~~1011.71(8)~~. Such election may be held at any time,
434 except that not more than one such election shall be held during
435 any 12-month period. Any millage so authorized shall be levied
436 for a period not in excess of 4 years or until changed by
437 another millage election, whichever is earlier. If any such
438 election is invalidated by a court of competent jurisdiction,
439 such invalidated election shall be considered not to have been
440 held.

441 Section 11. Paragraph (b) of subsection (6) of section
442 1013.64, Florida Statutes, is amended to read:

443 1013.64 Funds for comprehensive educational plant needs;
444 construction cost maximums for school district capital
445 projects.--Allocations from the Public Education Capital Outlay
446 and Debt Service Trust Fund to the various boards for capital
447 outlay projects shall be determined as follows:

448 (6)

449 (b)1. A district school board, including a district school
450 board of an academic performance-based charter school district,
451 must not use funds from the following sources: Public Education
452 Capital Outlay and Debt Service Trust Fund; School District and
453 Community College District Capital Outlay and Debt Service Trust
454 Fund; Classrooms First Program funds provided in s. 1013.68;
455 effort index grant funds provided in s. 1013.73; nonvoted 1.75-
456 mill ~~2-mill~~ levy of ad valorem property taxes provided in s.
457 1011.71(2); Classrooms for Kids Program funds provided in s.
458 1013.735; District Effort Recognition Program funds provided in
459 s. 1013.736; or High Growth District Capital Outlay Assistance
460 Grant Program funds provided in s. 1013.738 for any new

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

- 463 a. \$17,952 for an elementary school,
464 b. \$19,386 for a middle school, or
465 c. \$25,181 for a high school,

466
467 (January 2006) as adjusted annually to reflect increases or
468 decreases in the Consumer Price Index.

469 2. A district school board must not use funds from the
470 Public Education Capital Outlay and Debt Service Trust Fund or
471 the School District and Community College District Capital
472 Outlay and Debt Service Trust Fund for any new construction of
473 an ancillary plant that exceeds 70 percent of the average cost
474 per square foot of new construction for all schools.

475 Section 12. Merit awards for instructional personnel and
476 school-based administrators selected for the Merit Award Program
477 in 2008-2009, pursuant to s. 1012.225, Florida Statutes, are
478 required to be paid in fiscal year 2009-2010 only to the extent
479 funds are available and specifically appropriated in fiscal year
480 2009-2010.

481 Section 13. If the Commissioner of Education determines
482 that a school district acted in good faith, he or she may waive
483 the equal-dollar reduction required in s. 1011.71(4), Florida
484 Statutes, for expenditures for property and casualty insurance
485 made between May 1 and December 31, 2007, and for the audit
486 findings for the 2006-2007 fiscal year related to the purchase
487 of software.

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488 Section 14. In order to implement Specific Appropriations
489 2, 3, and 35 through 38 of the Special Appropriations Act for
490 the 2008-2009 fiscal year, the calculations of the Florida
491 Education Finance Program for the 2008-2009 fiscal year in the
492 document entitled "Public School Funding - The Florida Education
493 Finance Program," dated January , 2009, and filed with the
494 Clerk of the House of Representatives are incorporated by
495 reference for the purpose of displaying the calculations used by
496 the Legislature, consistent with requirements of the Florida
497 Statutes, in making appropriations and reductions in
498 appropriations for the Florida Education Finance Program.

499 Section 15. Section 11 of chapter 2008-142 and section 2
500 of chapter 2008-213, Laws of Florida, are repealed.

501 Section 16. This act shall take effect February 1, 2009,
502 or upon becoming a law, whichever occurs later; however, if this
503 act becomes a law after February 1, 2009, ss. 1002.53, 1002.61,
504 1002.63, 1002.71, and 1002.73, Florida Statutes, as amended by
505 this act, shall operate retroactively to February 1, 2009.

506
507 -----

508 **T I T L E A M E N D M E N T**

509 Remove the entire title and insert:

510 A bill to be entitled

511 An act relating to education funding; amending s. 218.503, F.S.;
512 providing for a reduction in salary for certain school district
513 employees when a state of financial emergency within the
514 district continues beyond a specified period; amending s.
515 1002.53, F.S.; conforming provisions; amending s. 1002.61, F.S.;

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516 increasing the number of students authorized for a summer
517 prekindergarten class; conforming cross-references; amending s.
518 1002.63, F.S.; eliminating certain eligibility requirements for
519 delivering a prekindergarten program during the school year;
520 amending s. 1002.71, F.S.; providing for separate base student
521 allocations for school-year and summer prekindergarten programs;
522 revising the formula for calculating and reporting full-time
523 equivalent student enrollment; providing certain restrictions
524 with respect to a child who reenrolls in a prekindergarten
525 program; requiring that certain administrative procedures be
526 automated; decreasing the amount that an early learning
527 coalition may expend for administrative purposes; amending s.
528 1002.73, F.S.; conforming provisions; amending s. 1003.03, F.S.;
529 authorizing the Commissioner of Education to recommend a greater
530 reduction in the amount allocated for transfer to a district's
531 fixed capital outlay fund; creating s. 1011.051, F.S.; requiring
532 district school boards to maintain a general fund balance
533 sufficient to address contingencies; specifying procedures for
534 the district to follow if the operating budget falls below
535 specified percentages; requiring modification of collective
536 bargaining agreements under certain circumstances; amending s.
537 1011.71, F.S.; authorizing the purchase of certain enterprise
538 resource software applications with revenues from the district
539 school tax levy; revising provisions and eliminating
540 restrictions relating to the expenditure of revenues from the
541 district school tax levy; amending s. 1011.73, F.S.; conforming
542 a cross-reference; amending s. 1013.64, F.S.; conforming
543 provisions; requiring Merit Award Program awards for personnel
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HOUSE AMENDMENT

Bill No. CS/CS/SB 6A

Amendment No.

544 in 2008-2009 to be paid in fiscal year 2009-2010 to the extent
545 funds are available and appropriated in fiscal year 2009-2010;
546 authorizing the waiver of penalty for certain audit citations;
547 incorporating by reference certain calculations of the Florida
548 Education Finance Program for the 2008-2009 fiscal year;
549 repealing s. 11 of ch. 2008-142 and s. 2 of ch. 2008-213, Laws
550 of Florida, relating to the expiration and reversion of certain
551 district school tax provisions, to conform; providing for
552 contingent retroactive application of specified provisions of
553 the act; providing an effective date.

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