

By Senator Altman

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1                   A bill to be entitled  
2           An act relating to instructional materials for K-12  
3           public education; amending s. 1006.28, F.S.; including  
4           computer hardware in the definition of the term  
5           "adequate instructional materials"; requiring each  
6           district school board to provide technology as needed  
7           for its educational program; amending s. 1006.40,  
8           F.S.; authorizing the use of certain funds for the  
9           purchase of computer hardware by district school  
10          boards; providing restrictions; providing an effective  
11          date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

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15           Section 1. Subsection (1) of section 1006.28, Florida  
16           Statutes, is amended to read:

17           1006.28 Duties of district school board, district school  
18           superintendent; and school principal regarding K-12  
19           instructional materials.—

20           (1) DISTRICT SCHOOL BOARD.—The district school board has  
21           the duty to provide adequate instructional materials for all  
22           students in accordance with the requirements of this part. The  
23           term "adequate instructional materials" means a sufficient  
24           number of textbooks or sets of materials that are available in  
25           bound, unbound, kit, or package form and may consist of hard-  
26           backed or soft-backed textbooks, consumables, learning  
27           laboratories, manipulatives, electronic media, and computer  
28           hardware, courseware, or software that serve as the basis for  
29           instruction for each student in the core courses of mathematics,

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30 language arts, social studies, science, reading, and literature,  
31 except for instruction for which the school advisory council  
32 approves the use of a program that does not include a textbook  
33 as a major tool of instruction. The district school board has  
34 the following specific duties:

35 (a) *Courses of study; adoption.*—Adopt courses of study for  
36 use in the schools of the district.

37 (b) *Textbooks.*—Provide for proper requisitioning,  
38 distribution, accounting, storage, care, and use of all  
39 instructional materials furnished by the state and furnish such  
40 other instructional materials as may be needed. The district  
41 school board shall assure that instructional materials used in  
42 the district are consistent with the district goals and  
43 objectives and the curriculum frameworks adopted by rule of the  
44 State Board of Education, as well as with the state and district  
45 performance standards provided for in s. 1001.03(1).

46 (c) *Other instructional materials.*—Provide such other  
47 technology and teaching accessories and aids as are needed for  
48 the school district's educational program.

49 (d) *School library media services; establishment and*  
50 *maintenance.*—Establish and maintain a program of school library  
51 media services for all public schools in the district, including  
52 school library media centers, or school library media centers  
53 open to the public, and, in addition such traveling or  
54 circulating libraries as may be needed for the proper operation  
55 of the district school system.

56 Section 2. Subsection (4) of section 1006.40, Florida  
57 Statutes, is amended to read:

58 1006.40 Use of instructional materials allocation;

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59 instructional materials, library books, and reference books;  
60 repair of books.-

61 (4) The funds described in subsection (3) which district  
62 school boards may use to purchase materials not on the state-  
63 adopted list shall be used for the purchase of instructional  
64 materials or other items having intellectual content which  
65 assist in the instruction of a subject or course. These items  
66 may be available in bound, unbound, kit, or package form and may  
67 consist of hardbacked or softbacked textbooks, replacements for  
68 items which were part of previously purchased instructional  
69 materials, consumables, learning laboratories, manipulatives,  
70 electronic media, computer hardware, courseware, or software,  
71 and other commonly accepted instructional tools as prescribed by  
72 district school board rule. The funds available to district  
73 school boards for the purchase of materials not on the state-  
74 adopted list may not be used to purchase electronic or computer  
75 hardware unless ~~even if~~ such hardware is bundled with software  
76 or other electronic media, nor may such funds be used to  
77 purchase equipment or supplies. However, when authorized to do  
78 so in the General Appropriations Act, a school or district  
79 school board may use a portion of the funds available to it for  
80 the purchase of materials not on the state-adopted list to  
81 purchase science laboratory materials and supplies.

82 Section 3. This act shall take effect July 1, 2010.