

By Senator Altman

24-01581-10

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1 A bill to be entitled
2 An act relating to the allocation and expenditure of
3 state lottery revenues; amending s. 24.121, F.S.;
4 requiring net proceeds from a scratch-off lottery game
5 to be allocated to the Division of Vocational
6 Rehabilitation in the Department of Education to be
7 distributed to programs offering services to
8 individuals with developmental disabilities; providing
9 an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Subsection (5) of section 24.121, Florida
14 Statutes, is amended to read:

15 24.121 Allocation of revenues and expenditure of funds for
16 public education.—

17 (5) (a) Public educational programs and purposes funded by
18 the Educational Enhancement Trust Fund may include, but are not
19 limited to, endowment, scholarship, matching funds, direct
20 grants, research and economic development related to education,
21 salary enhancement, contracts with independent institutions to
22 conduct programs consistent with the state master plan for
23 postsecondary education, or any other educational program or
24 purpose deemed desirable by the Legislature. Prior to the
25 expenditure of these funds, each school district shall establish
26 policies and procedures that define enhancement and the types of
27 expenditures consistent with that definition.

28 (b) Except as provided in paragraphs (c), (d), ~~and~~ (e), and
29 (f), the Legislature shall equitably apportion moneys in the

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30 trust fund among public schools, community colleges, and
31 universities.

32 (c) A portion of such net revenues, as determined annually
33 by the Legislature, shall be distributed to each school district
34 and shall be made available to each public school in the
35 district for enhancing school performance through development
36 and implementation of a school improvement plan pursuant to s.
37 1001.42(18). A portion of these moneys, as determined annually
38 in the General Appropriations Act, must be allocated to each
39 school in an equal amount for each student enrolled. These
40 moneys may be expended only on programs or projects selected by
41 the school advisory council or by a parent advisory committee
42 created pursuant to this paragraph. If a school does not have a
43 school advisory council, the district advisory council must
44 appoint a parent advisory committee composed of parents of
45 students enrolled in that school, which is representative of the
46 ethnic, racial, and economic community served by the school, to
47 advise the school's principal on the programs or projects to be
48 funded. Neither school district staff nor principals may
49 override the recommendations of the school advisory council or
50 the parent advisory committee. These moneys may not be used for
51 capital improvements or for any project or program that has a
52 duration of more than 1 year; however, a school advisory council
53 or parent advisory committee may independently determine that a
54 program or project formerly funded under this paragraph should
55 receive funds in a subsequent year.

56 (d) No funds shall be released for any purpose from the
57 Educational Enhancement Trust Fund to any school district in
58 which one or more schools do not have an approved school

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59 improvement plan pursuant to s. 1001.42(18) or do not comply
60 with school advisory council membership composition requirements
61 pursuant to s. 1001.452(1). The Commissioner of Education shall
62 withhold disbursements from the trust fund to any school
63 district that fails to adopt the performance-based salary
64 schedule required by s. 1012.22(1).

65 (e) All components of the Florida Bright Futures
66 Scholarship Program shall be funded annually from the
67 Educational Enhancement Trust Fund. Funds shall be allocated to
68 this program prior to application of the formula for equitable
69 distribution to public schools, community colleges, and state
70 universities. If shortages require reductions in estimated
71 distributions from the Educational Enhancement Trust Fund, funds
72 for the Florida Bright Futures Scholarship Program shall be
73 reduced only after reductions in all other distributions are
74 made.

75 (f) The net proceeds from a scratch-off lottery game with
76 tickets sold annually in August, September, and October, which
77 is designated as Developmental Disabilities Awareness Month,
78 shall be allocated to the Division of Vocational Rehabilitation
79 in the Department of Education to be distributed as follows:

80 1. To programs offering educational and vocational
81 rehabilitation services to individuals with developmental
82 disabilities who are on the Medicaid waiver wait list and in
83 need of such services.

84 2. To programs offering vocational rehabilitation follow-
85 along services and employment services to individuals with
86 developmental disabilities who are on the Medicaid waiver wait
87 list.

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88 (g)~~(f)~~ Each school district shall, on a quarterly basis,
89 make available to the public and distribute, in an easy to
90 understand format, the expenditures of lottery funds allocated
91 to the school district.

92 Section 2. This act shall take effect July 1, 2010.