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581-03928-10

Proposed Committee Substitute by the Committee on Education Pre-
K - 12

A bill to be entitled

An act relating to charter virtual schools; creating
s. 1002.46, F.S.; providing for the establishment of
charter virtual schools; providing requirements for
participation in the program; providing requirements
for student eligibility; providing for funding;
providing exceptions from certain requirements;
providing an effective date.

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

Section 1. Section 1002.46, Florida Statutes, is created to
read:

1002.46 Charter virtual school.-

(1) ESTABLISHMENT.-A charter virtual school shall be part
of the state's program of public education.

(2) VIRTUAL INSTRUCTION.-A provider of virtual instruction
that has been approved by the Department of Education pursuant
to s. 1002.45 and that has a charter school agreement approved
by a district school board pursuant to s. 1002.33 may be
established as a charter virtual school as provided in this
section and may provide virtual instruction to students who
reside in the district in which the charter is granted.

(3) PROGRAM REQUIREMENTS.-A charter virtual school must
meet the requirements of program definitions, provider
qualifications, virtual instruction, contract requirements,
student participation, and assessment and accountability as



221190

581-03928-10

28 provided in s. 1002.45(1)(a) and (b), (2), (3), (4), (6), and
29 (8).

30 (4) STUDENT ELGIBILITY.—A charter virtual school may enroll
31 a student who resides in the school district in which the
32 charter is granted and meets the requirements of s.
33 1002.45(5)(a), (b), or (c).

34 (5) FUNDING.—Funding for a charter virtual school shall be
35 through the Florida Education Finance Program as follows:

36 (a) A full-time equivalent student shall be reported as
37 required under s. 1011.61(1)(c)1.b.(III) or (IV).

38 (b) A charter virtual school shall report its full-time
39 equivalent students to the school district in which the charter
40 is granted in the manner prescribed by the Department of
41 Education.

42 (c) School districts shall report charter virtual school
43 full-time equivalent students to the Department of Education in
44 the manner prescribed by the department and the eligible FTE
45 shall be funded through the Florida Education Finance Program.

46 (d) For each eligible full-time equivalent student reported
47 by a charter virtual school and funded in the Florida Education
48 Finance Program, the school district shall receive an annual
49 allocation for operation which is equivalent to the funds per
50 unweighted student as provided to the Florida Virtual School.

51 This amount shall be included in the basic amount to be included
52 for operation under the Florida Education Finance Program for
53 each district; however, these payments and full-time equivalent
54 students may not be used for any another other calculation under
55 the Florida Education Finance Program. The school district may
56 retain an administrative fee pursuant to s. 1002.33(20)(a) prior



221190

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57 to the distribution of funds to the charter virtual school.

58 (6) EXCEPTIONS.—A charter virtual school is not required to
59 meet the educational facilities or student transportation
60 requirements for charter schools under s. 1002.33.

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