

By Senator Clemens

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1 A bill to be entitled
2 An act relating to charter schools; amending s.
3 1002.33, F.S.; providing that when a charter school is
4 dissolved any unencumbered public funds from the
5 school revert to the sponsor and other funds revert to
6 the Department of Education to be redistributed among
7 eligible charter schools; providing an effective date.
8

9 Be It Enacted by the Legislature of the State of Florida:
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11 Section 1. Paragraph (e) of subsection (8) of section
12 1002.33, Florida Statutes, is amended to read:

13 1002.33 Charter schools.—

14 (8) CAUSES FOR NONRENEWAL OR TERMINATION OF CHARTER.—

15 (e) When a charter is not renewed or is terminated, the
16 school shall be dissolved under the provisions of law under
17 which the school was organized, and any unencumbered public
18 funds, ~~except for capital outlay funds and federal charter~~
19 ~~school program grant funds,~~ from the charter school shall revert
20 to the sponsor. ~~Capital outlay funds provided pursuant to s.~~
21 ~~1013.62 and~~ Federal charter school program grant funds that are
22 unencumbered shall revert to the department to be redistributed
23 among eligible charter schools. In the event a charter school is
24 dissolved or is otherwise terminated, all district school board
25 property and improvements, furnishings, and equipment purchased
26 with public funds shall automatically revert ~~revert~~ to full
27 ownership by the district school board, subject to complete
28 satisfaction of any lawful liens or encumbrances. Any
29 unencumbered public funds from the charter school, district

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30 school board property and improvements, furnishings, and
31 equipment purchased with public funds, or financial or other
32 records pertaining to the charter school, in the possession of
33 any person, entity, or holding company, other than the charter
34 school, shall be held in trust upon the district school board's
35 request, until any appeal status is resolved.

36 Section 2. This act shall take effect July 1, 2013.