



176138

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/25/2014	.	
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The Committee on Education (Sachs) recommended the following:

1 **Senate Amendment to Amendment (740516) (with title**
2 **amendment)**

3
4 Delete lines 7 - 56

5 and insert:

6 768.072 Indemnification and liability insurance
7 requirements for public school property joint-use agreements and
8 joint community projects.-

9 (1) A district school board may, at its discretion, enter
10 into a joint-use agreement with a local government or a private
11 organization or adopt public access policies to enable public



12 access to indoor or outdoor recreation and sports facilities on
13 public school property. A joint-use agreement must specify the
14 facilities to be used, the dates and times of use, and the terms
15 and conditions governing use of such facilities; must provide
16 for the full indemnification of the district school board by the
17 local government or private organization for any damages arising
18 from the joint use; and must require the local government or
19 private organization to maintain liability insurance of at least
20 \$200,000 per person and \$300,000 per incident to cover the
21 indemnification.

22 (a) A district school board may enter into agreements with
23 a county, municipality, or Florida College System institution to
24 develop and operate joint community projects. The agreements
25 must specify how the joint community projects will be developed
26 and operated, where the projects will be located, that the
27 operating entity may enter into joint-use agreements pursuant to
28 this subsection, how public access policies pursuant to this
29 subsection will be adopted, and any other provisions necessary
30 to develop and operate the joint community projects.

31 (b) A joint-use agreement for a joint community project
32 must specify the facilities to be used, the dates and times of
33 use, and the terms and conditions governing use of such
34 facilities; must provide for the full indemnification of the
35 district school board by the county, municipality, or Florida
36 College System institution for any damages arising from the
37 joint use; and must require the county, municipality, or Florida
38 College System institution to maintain liability insurance of at
39 least \$200,000 per person and \$300,000 per incident to cover the
40 indemnification.



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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete lines 73 - 89

and insert:

creating s. 768.072, F.S.; authorizing district school boards to enter into joint-use agreements with a local government or a private organization or adopt public access policies; providing criteria for joint-use agreements; authorizing a district school board to enter into agreements with a county, municipality, or Florida College System institution to develop and operate joint community projects; requiring such agreements to have certain specifications; requiring certain provisions to be included in joint-use agreements for joint community projects, including indemnification of district school boards and liability insurance; providing applicability; providing that s. 1012.467, F.S., does not apply when there is no school-