

1                   A bill to be entitled  
 2           An act relating to education; amending s. 1002.33,  
 3           F.S.; deleting a provision authorizing certain charter  
 4           school systems' governing boards to be designated as a  
 5           local educational agency; amending s. 1002.333, F.S.;  
 6           deleting a provision authorizing a school of hope to  
 7           be designated as a local educational agency; amending  
 8           s. 1002.34, F.S.; conforming a cross-reference;  
 9           amending s. 1011.69, F.S.; deleting provisions  
 10          relating to Title I funding; providing an effective  
 11          date.

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

15           Section 1. Subsection (25) of section 1002.33, Florida  
 16 Statutes, is amended to read:

17           1002.33 Charter schools.—

18           ~~(25) LOCAL EDUCATIONAL AGENCY STATUS FOR CERTAIN CHARTER~~  
 19 ~~SCHOOL SYSTEMS.—~~

20           ~~(a) A charter school system's governing board shall be~~  
 21 ~~designated a local educational agency for the purpose of~~  
 22 ~~receiving federal funds, the same as though the charter school~~  
 23 ~~system were a school district, if the governing board of the~~  
 24 ~~charter school system has adopted and filed a resolution with~~  
 25 ~~its sponsoring district school board and the Department of~~

26 ~~Education in which the governing board of the charter school~~  
 27 ~~system accepts the full responsibility for all local education~~  
 28 ~~agency requirements and the charter school system meets all of~~  
 29 ~~the following:~~

- 30 ~~1. Has all schools located in the same county;~~
- 31 ~~2. Has a total enrollment exceeding the total enrollment~~  
 32 ~~of at least one school district in the state; and~~
- 33 ~~3. Has the same governing board.~~

34 ~~(b) A charter school system's governing board may be~~  
 35 ~~designated a local educational agency for the purpose of~~  
 36 ~~receiving federal funds for all schools within a school district~~  
 37 ~~that are established pursuant to s. 1008.33 and are under the~~  
 38 ~~jurisdiction of the governing board. The governing board must~~  
 39 ~~adopt and file a resolution with its sponsoring district school~~  
 40 ~~board and the Department of Education and accept full~~  
 41 ~~responsibility for all local educational agency requirements.~~

42  
 43 ~~Such designation does not apply to other provisions unless~~  
 44 ~~specifically provided in law.~~

45 Section 2. Paragraph (a) of subsection (6) of section  
 46 1002.333, Florida Statutes, is amended to read:

47 1002.333 Persistently low-performing schools.—

48 (6) STATUTORY AUTHORITY.—

49 ~~(a) A school of hope may be designated as a local~~  
 50 ~~education agency, if requested, for the purposes of receiving~~

51 ~~federal funds and, in doing so, accepts the full responsibility~~  
52 ~~for all local education agency requirements and the schools for~~  
53 ~~which it will perform local education agency responsibilities.~~  
54 ~~Students enrolled in a school established by a hope operator~~  
55 ~~designated as a local educational agency are not eligible~~  
56 ~~students for purposes of calculating the district grade pursuant~~  
57 ~~to s. 1008.34(5).~~

58 Section 3. Subsection (13) of section 1002.34, Florida  
59 Statutes, is amended to read:

60 1002.34 Charter technical career centers.—

61 (13) BOARD OF DIRECTORS AUTHORITY.—The board of directors  
62 of a center may decide matters relating to the operation of the  
63 school, including budgeting, curriculum, and operating  
64 procedures, subject to the center's charter. The board of  
65 directors is responsible for performing the duties provided in  
66 s. 1002.345, including monitoring the corrective action plan.  
67 The board of directors must comply with s. 1002.33(25) ~~s.~~  
68 ~~1002.33(26)~~.

69 Section 4. Subsection (5) of section 1011.69, Florida  
70 Statutes, is amended to read:

71 1011.69 Equity in School-Level Funding Act.—

72 ~~(5) After providing Title I, Part A, Basic funds to~~  
73 ~~schools above the 75 percent poverty threshold, school districts~~  
74 ~~shall provide any remaining Title I, Part A, Basic funds~~  
75 ~~directly to all eligible schools as provided in this subsection.~~

76 ~~For purposes of this subsection, an eligible school is a school~~  
77 ~~that is eligible to receive Title I funds, including a charter~~  
78 ~~school. The threshold for identifying eligible schools may not~~  
79 ~~exceed the threshold established by a school district for the~~  
80 ~~2016-2017 school year or the statewide percentage of~~  
81 ~~economically disadvantaged students, as determined annually.~~

82 ~~(a) Prior to the allocation of Title I funds to eligible~~  
83 ~~schools, a school district may withhold funds only as follows:~~

84 ~~1. One percent for parent involvement, in addition to the~~  
85 ~~one percent the district must reserve under federal law for~~  
86 ~~allocations to eligible schools for parent involvement;~~

87 ~~2. A necessary and reasonable amount for administration,~~  
88 ~~which includes the district's indirect cost rate, not to exceed~~  
89 ~~a total of 8 percent; and~~

90 ~~3. A reasonable and necessary amount to provide:~~

91 ~~a. Homeless programs;~~

92 ~~b. Delinquent and neglected programs;~~

93 ~~c. Prekindergarten programs and activities;~~

94 ~~d. Private school equitable services; and~~

95 ~~e. Transportation for foster care children to their school~~  
96 ~~of origin or choice programs.~~

97 ~~(b) All remaining Title I funds shall be distributed to~~  
98 ~~all eligible schools in accordance with federal law and~~  
99 ~~regulation. An eligible school may use funds under this~~  
100 ~~subsection to participate in discretionary educational services~~

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101 | ~~provided by the school district.~~

102 | Section 5. This act shall take effect July 1, 2018.