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LEGISLATIVE ACTION

Senate

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House

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Senator Stargel moved the following:

1           **Senate Amendment to Amendment (749698) (with title**  
2 **amendment)**

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4           Between lines 611 and 612  
5 insert:

6           Section 20. Paragraph (b) of subsection (17) of section  
7 1002.33, Florida Statutes, is amended to read:

8           1002.33 Charter schools.—

9           (17) FUNDING.—Students enrolled in a charter school,  
10 regardless of the sponsorship, shall be funded as if they are in  
11 a basic program or a special program, the same as students



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12 enrolled in other public schools in the school district. Funding  
13 for a charter lab school shall be as provided in s. 1002.32.

14 (b) The basis for the agreement for funding students  
15 enrolled in a charter school shall be the sum of the school  
16 district's operating funds from the Florida Education Finance  
17 Program as provided in s. 1011.62 and the General Appropriations  
18 Act, including gross state and local funds, discretionary  
19 lottery funds, and funds from the school district's current  
20 operating discretionary millage levies authorized pursuant to s.  
21 1011.71 ~~levy~~; divided by total funded weighted full-time  
22 equivalent students in the school district; multiplied by the  
23 weighted full-time equivalent students for the charter school.  
24 Charter schools whose students or programs meet the eligibility  
25 criteria in law are entitled to their proportionate share of  
26 categorical program funds included in the total funds available  
27 in the Florida Education Finance Program by the Legislature,  
28 including transportation, the research-based reading allocation,  
29 and the Florida digital classrooms allocation. Total funding for  
30 each charter school shall be recalculated during the year to  
31 reflect the revised calculations under the Florida Education  
32 Finance Program by the state and the actual weighted full-time  
33 equivalent students reported by the charter school during the  
34 full-time equivalent student survey periods designated by the  
35 Commissioner of Education. For charter schools operated by a  
36 not-for-profit or municipal entity, any unrestricted current and  
37 capital assets identified in the charter school's annual  
38 financial audit may be used for other charter schools operated  
39 by the not-for-profit or municipal entity within the school  
40 district. Unrestricted current assets shall be used in



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41 accordance with s. 1011.62, and any unrestricted capital assets  
42 shall be used in accordance with s. 1013.62(2).

43 Section 21. Subsection (9) of section 1011.71, Florida  
44 Statutes, is amended to read:

45 1011.71 District school tax.—

46 (9) In addition to the maximum millage levied under this  
47 section and the General Appropriations Act, a school district  
48 may levy, by local referendum or in a general election,  
49 additional millage for school operational purposes up to an  
50 amount that, when combined with nonvoted millage levied under  
51 this section, does not exceed the 10-mill limit established in  
52 s. 9(b), Art. VII of the State Constitution. Any such levy shall  
53 be for a maximum of 4 years and shall be counted as part of the  
54 10-mill limit established in s. 9(b), Art. VII of the State  
55 Constitution. For the purpose of distributing taxes collected  
56 pursuant to this subsection, the term "school operational  
57 purposes" includes charter schools sponsored by a school  
58 district. Millage elections conducted under the authority  
59 granted pursuant to this section are subject to s. 1011.73.  
60 Funds generated by such additional millage do not become a part  
61 of the calculation of the Florida Education Finance Program  
62 total potential funds in 2001-2002 or any subsequent year and  
63 must not be incorporated in the calculation of any hold-harmless  
64 or other component of the Florida Education Finance Program  
65 formula in any year. If an increase in required local effort,  
66 when added to existing millage levied under the 10-mill limit,  
67 would result in a combined millage in excess of the 10-mill  
68 limit, any millage levied pursuant to this subsection shall be  
69 considered to be required local effort to the extent that the



70 district millage would otherwise exceed the 10-mill limit. Funds  
71 levied under this subsection shall be shared with charter  
72 schools as provided in s. 1002.33(17) and used in a manner  
73 consistent with the purposes of the levy.

74 Section 22. The provisions of this act relating to ss.  
75 1011.71 and 1002.33, Florida Statutes, amending the use of  
76 certain voted discretionary operating millages levied by school  
77 districts, apply to such levies authorized by a vote of the  
78 electors on or after July 1, 2019.

79  
80 ===== T I T L E A M E N D M E N T =====

81 And the title is amended as follows:

82 Between lines 720 and 721

83 insert:

84 amending s. 1002.33, F.S.; conforming a provision to  
85 changes made by the act; amending s. 1011.71, F.S.;  
86 defining the term "school operational purposes" to  
87 include charter schools sponsored by a school  
88 district; requiring that voted levies for school  
89 operational purposes be shared with charter schools in  
90 accordance with certain provisions; providing  
91 applicability;