

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Education Committee
2 Representative Donalds offered the following:

Amendment (with directory and title amendments)

Remove lines 187-235 and insert:

(20) SERVICES.—

(a)1. A sponsor shall provide certain administrative and educational services to charter schools. These services shall include contract management services; full-time equivalent and data reporting services; exceptional student education administration services; services related to eligibility and reporting duties required to ensure that school lunch services under the National School Lunch Program, consistent with the needs of the charter school, are provided by the school district at the request of the charter school, that any funds due to the charter school under the National School Lunch Program be paid

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17 to the charter school as soon as the charter school begins
18 serving food under the National School Lunch Program, and that
19 the charter school is paid at the same time and in the same
20 manner under the National School Lunch Program as other public
21 schools serviced by the sponsor or the school district; test
22 administration services, including payment of the costs of
23 state-required or district-required student assessments;
24 processing of teacher certificate data services; and information
25 services, including equal access to student information systems
26 that are used by public schools in the district in which the
27 charter school is located. Student performance data for each
28 student in a charter school, including, but not limited to, FCAT
29 scores, standardized test scores, previous public school student
30 report cards, and student performance measures, shall be
31 provided by the sponsor to a charter school in the same manner
32 provided to other public schools in the district.

33 2. A sponsor may withhold an administrative fee for the
34 provision of such services which shall be a percentage of the
35 available funds defined in paragraph (17)(b) calculated based on
36 weighted full-time equivalent students. If the charter school
37 serves 75 percent or more exceptional education students as
38 defined in s. 1003.01(3), the percentage shall be calculated
39 based on unweighted full-time equivalent students. The
40 administrative fee shall be calculated as follows:

41 a. Up to 5 percent for:

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42 (I) Enrollment of up to and including 250 students in a
43 charter school as defined in this section.

44 (II) Enrollment of up to and including 500 students within
45 a charter school system which meets all of the following:

46 (A) Includes conversion charter schools and nonconversion
47 charter schools.

48 (B) Has all of its schools located in the same county.

49 (C) Has a total enrollment exceeding the total enrollment
50 of at least one school district in the state.

51 (D) Has the same governing board for all of its schools.

52 (E) Does not contract with a for-profit service provider
53 for management of school operations.

54 (III) Enrollment of up to and including 250 students in a
55 virtual charter school.

56 b. Up to 2 percent for enrollment of up to and including
57 250 students in a high-performing charter school as defined in
58 s. 1002.331.

59 c. Up to 2 percent for enrollment of up to and including
60 250 students in an exceptional student education center that
61 meets the requirements of s. 1008.3415(3).

62 3. A sponsor may not charge charter schools any additional
63 fees or surcharges for administrative and educational services
64 in addition to the maximum percentage of administrative fees
65 withheld pursuant to this paragraph.

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66 4. A sponsor shall provide to the department by September
67 15 of each year the total amount of funding withheld from
68 charter schools pursuant to this subsection for the prior fiscal
69 year. The department must include the information in the report
70 required under sub-sub-subparagraph (5)(b)1.k.(III).

71 Section 2. Subsection (3) of section 1002.331, Florida
72 Statutes, is amended to read:

73 1002.331 High-performing charter schools.—

74 (3)(a)1. A high-performing charter school may submit an
75 application pursuant to s. 1002.33(6) in any school district in
76 the state to establish and operate a new charter school that
77 will substantially replicate its educational program. An
78 application submitted by a high-performing charter school must
79 state that the application is being submitted pursuant to this
80 paragraph and must include the verification letter provided by
81 the Commissioner of Education pursuant to subsection (4).

82 2. If the sponsor fails to act on the application within
83 90 days after receipt, the application is deemed approved and
84 the procedure in s. 1002.33(7) applies.

85 (b) A high-performing charter school may submit two
86 applications for a charter school ~~not establish more than two~~
87 ~~charter schools~~ within the state under paragraph (a) to be
88 opened at a time determined by the high-performing charter
89 school. ~~in any year.~~ A subsequent application to establish a
90 charter school under paragraph (a) may not be submitted unless

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91 each charter school application commences operations or an
92 application is otherwise withdrawn. ~~each charter school~~
93 ~~established in this manner achieves high-performing charter~~
94 ~~school status.~~ However, a high-performing charter school may
95 establish more than one charter school within the state under
96 paragraph (a) in any year if it operates in the area of a
97 persistently low-performing school and serves students from that
98 school.

99 (c) This section applies to any high-performing charter
100 school with an existing approved application.

101 Section 3. Paragraph (d) of subsection (1) of section
102 1002.45, Florida Statutes, is amended to read:

103 1002.45 Virtual instruction programs.—

104 (1) PROGRAM.—

105 (d) A virtual charter school may provide full-time and
106 part-time virtual instruction for students in kindergarten
107 through grade 12 if the virtual charter school has a charter
108 approved pursuant to s. 1002.33 ~~authorizing full-time virtual~~
109 ~~instruction~~. A virtual charter school may:

110 1. Contract with the Florida Virtual School.

111 2. Contract with or be an approved provider under
112 subsection (2).

113 3. Enter into an agreement with a school district to allow
114 the participation of the virtual charter school's students in
115 the school district's virtual instruction program. The agreement

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116 must indicate a process for reporting of student enrollment and
117 the transfer of funds required by paragraph (7) (e).

118 4. Contract with any public or charter school to provide
119 any course that the virtual school cannot otherwise provide.

120 Section 4. Subsection (3) of section 1008.3415, Florida
121 Statutes, is renumbered as subsection (4), and a new subsection
122 (3) is added to that section to read:

123 1008.3415 School grade or school improvement rating for
124 exceptional student education centers.—

125 (3) An exceptional student education center that receives
126 two consecutive ratings of "maintaining" or higher may replicate
127 its educational program in the same manner as a high-performing
128 charter school under s. 1002.331(3).

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131 **D I R E C T O R Y A M E N D M E N T**

132 Remove lines 21-22 and insert:

133 Section 1. Paragraph (b) of subsection (6),
134 paragraph (e) of subsection (10), and paragraph (a) of
135 subsection (20) of section 1002.33, Florida Statutes,
136 are

137 -----

138 -----
139 **T I T L E A M E N D M E N T**

140 Remove lines 8-16 and insert:

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141 authorized to limit the enrollment process; providing
142 for the calculation of an administrative fee for
143 certain exceptional student education centers;
144 amending s. 1002.331, F.S.; specifying the number of
145 applications a high-performing charter school may
146 submit in any school district in the state to
147 establish and operate a new charter school; providing
148 applicability; amending s. 1002.45, F.S.; authorizing
149 a virtual charter school to provide part-time virtual
150 instruction, be an approved provider, and contract
151 with specified schools for certain purposes; amending
152 s. 1008.3415, F.S.; authorizing exceptional student
153 education centers that meet specified requirements to
154 replicate their educational programs in a specified
155 manner; providing